

116TH CONGRESS
1ST SESSION

H. R. 3409

To authorize appropriations for the Coast Guard, and for other purposes.

IN THE HOUSE OF REPRESENTATIVES

JUNE 21, 2019

Mr. DEFAZIO (for himself, Mr. GRAVES of Missouri, Mr. SEAN PATRICK MALONEY of New York, and Mr. GIBBS) introduced the following bill; which was referred to the Committee on Transportation and Infrastructure

A BILL

To authorize appropriations for the Coast Guard, and for other purposes.

1 *Be it enacted by the Senate and House of Representa-*
2 *tives of the United States of America in Congress assembled,*

3 **SECTION 1. SHORT TITLE.**

4 This Act may be cited as the “Coast Guard Author-
5 ization Act of 2019”.

6 **SEC. 2. TABLE OF CONTENTS.**

7 The table of contents for this Act is as follows:

Sec. 1. Short title.

Sec. 2. Table of contents.

TITLE I—AUTHORIZATIONS

Sec. 101. Authorizations of appropriations.

Sec. 102. Authorized levels of military strength and training.

TITLE II—COAST GUARD

- Sec. 201. Grade on retirement.
- Sec. 202. Congressional affairs; Director.
- Sec. 203. Limitations on claims.
- Sec. 204. Authority for officers to opt out of promotion board consideration.
- Sec. 205. Temporary promotion authority for officers in certain grades with critical skills.
- Sec. 206. Career intermission program.
- Sec. 207. Major acquisitions; operation and sustainment costs.
- Sec. 208. Employment assistance.
- Sec. 209. Reports on gender diversity in the Coast Guard.
- Sec. 210. Disposition of infrastructure related to E-LORAN.
- Sec. 211. Positions of importance and responsibility.

TITLE III—SHIPPING

- Sec. 301. Electronic charts; equivalency.
- Sec. 302. Passenger vessel security and safety requirements; application.
- Sec. 303. Non-operating individual.
- Sec. 304. Small passenger vessels and uninspected passenger vessels.
- Sec. 305. Installation Vessels.
- Sec. 306. Advisory committees.
- Sec. 307. Expired maritime liens.
- Sec. 308. Offshore navigation.
- Sec. 309. Training; emergency response providers.
- Sec. 310. Aiming a laser pointer at a vessel.
- Sec. 311. Maritime transportation assessment.
- Sec. 312. Safety of special activities.
- Sec. 313. Engine cut-off switches; use requirement.
- Sec. 314. Exemptions and equivalents.

TITLE IV—MISCELLANEOUS

- Sec. 401. Coastwise trade.
- Sec. 402. Unmanned maritime systems.
- Sec. 403. Expedited transfer in cases of sexual assault; dependents of members of the Coast Guard.
- Sec. 404. Towing vessels; operation outside the boundary line.
- Sec. 405. Coast Guard authorities study.
- Sec. 406. Cloud computing strategy.
- Sec. 407. Report on effects of climate change on Coast Guard.
- Sec. 408. Shore infrastructure.
- Sec. 409. Physical access control system report.
- Sec. 410. Coastwise endorsements.
- Sec. 411. Polar security cutter acquisition report.
- Sec. 412. Sense of the Congress on the need for a new Great Lakes icebreaker.
- Sec. 413. Cargo preference study.
- Sec. 414. Insider Threat program.
- Sec. 415. Fishing safety grants.
- Sec. 416. Plans for demonstration programs.
- Sec. 417. Waters deemed not navigable waters of the United States for certain purposes.
- Sec. 418. Coast Guard housing; status and authorities briefing.

- Sec. 419. Conveyance of Coast Guard property at Point Spencer, Alaska.
- Sec. 420. Prohibition.
- Sec. 421. Certificate extensions.

TITLE V—REORGANIZATION

- Sec. 501. Uninspected commercial fishing industry vessels.
- Sec. 502. Transfers.
- Sec. 503. Repeals.

TITLE VI—TECHNICAL, CONFORMING, AND CLARIFYING AMENDMENTS

- Sec. 601. Maritime transportation system.
- Sec. 602. References to “persons” and “seamen”.
- Sec. 603. Common appropriation structure.
- Sec. 604. References to “himself” and “his”.
- Sec. 605. References to “motorboats” and “yachts”.
- Sec. 606. Miscellaneous technical corrections.
- Sec. 607. Technical corrections relating to codification of Ports and Waterways Safety Act.

TITLE VII—FEDERAL MARITIME COMMISSION

- Sec. 701. Short title.
- Sec. 702. Authorization of appropriations.

TITLE VIII—COAST GUARD ACADEMY IMPROVEMENT ACT

- Sec. 801. Short title.
- Sec. 802. Coast Guard Academy study.
- Sec. 803. Annual report.
- Sec. 804. Assessment of Coast Guard Academy admission processes.
- Sec. 805. Coast Guard Academy minority outreach team program.
- Sec. 806. Coast Guard college student pre-commissioning initiative.
- Sec. 807. Annual board of visitors.

1 **TITLE I—AUTHORIZATIONS**

2 **SEC. 101. AUTHORIZATIONS OF APPROPRIATIONS.**

3 Section 4902 of title 14, United States Code, is
4 amended—

5 (1) in the matter preceding paragraph (1), by
6 striking “year 2019” and inserting “years 2020 and
7 2021”;

1 (2) in paragraph (1)(A), by striking “provided
2 for, \$7,914,195,000 for fiscal year 2019.” and in-
3 sserting “provided for—

4 “(i) \$8,122,912,000 for fiscal year
5 2020; and

6 “(ii) \$8,538,324,000 for fiscal year
7 2021.”;

8 (3) in paragraph (1)(B), by striking “subpara-
9 graph (A)” and inserting “subparagraph (A)(i),
10 \$17,035,000 shall be for environmental compliance
11 and restoration.”;

12 (4) by striking paragraphs (1)(B)(i) and
13 (1)(B)(ii);

14 (5) in paragraph (1), by adding at the end the
15 following:

16 “(C) Of the amount authorized under sub-
17 paragraph (A)(ii) \$17,376,000 shall be for envi-
18 ronmental compliance and restoration.”;

19 (6) in paragraph (2)—

20 (A) by striking “For the procurement” and
21 inserting “(A) For the procurement”;

22 (B) by striking “and equipment,
23 \$2,694,745,000 for fiscal year 2019.” and in-
24 sserting “and equipment—

1 “(i) \$2,748,640,000 for fiscal year
2 2020; and

3 “(ii) \$2,803,613,000 for fiscal year
4 2021.”.

5 (C) by adding at the end the following:

6 “(B) Of the amounts authorized under
7 subparagraph (A), the following amounts shall
8 be for the alteration of bridges:

9 “(i) \$10,000,000 for fiscal year 2020;
10 and

11 “(ii) \$20,000,000 for fiscal year
12 2021.”.

13 (7) in paragraph (3), by striking “and equip-
14 ment, \$29,141,000 for fiscal year 2019.” and insert-
15 ing “and equipment—

16 “(A) \$13,834,000 for fiscal year 2020; and

17 “(B) \$14,111,000 for fiscal year 2021.”;

18 and

19 (8) by adding at the end the following:

20 “(4) For the Coast Guard’s Medicare-eligible
21 retiree health care fund contribution to the Depart-
22 ment of Defense—

23 “(A) \$205,107,000 for fiscal year 2020;

24 and

25 “(B) \$209,209,000 for fiscal year 2021.”.

1 **SEC. 102. AUTHORIZED LEVELS OF MILITARY STRENGTH**
2 **AND TRAINING.**

3 Section 4904 of title 14, United States Code, is
4 amended—

5 (1) in subsection (a), by striking “43,000 for
6 fiscal year 2018 and 44,500 for fiscal year 2019”
7 and inserting “44,500 for each of fiscal years 2020
8 and 2021”; and

9 (2) in subsection (b), by striking “fiscal years
10 2018 and 2019” and inserting “fiscal years 2020
11 and 2021”.

12 **TITLE II—COAST GUARD**

13 **SEC. 201. GRADE ON RETIREMENT.**

14 (a) **COMMANDANT OR VICE COMMANDANT.**—Section
15 303 of title 14, United States Code, is amended—

16 (1) in subsections (a) and (b), by striking “A”
17 each place it appears and inserting “Subject to sec-
18 tion 2501, a”; and

19 (2) in subsection (c), by striking “An” and in-
20 serting “Subject to section 2501, an”.

21 (b) **OTHER OFFICERS.**—Section 306 of title 14,
22 United States Code, is amended—

23 (1) by striking “An officer” each place it ap-
24 pears and inserting “Subject to section 2501, an of-
25 ficer”; and

1 (2) in subsection (c), by striking “his” and in-
2 serting “the officer’s”.

3 (c) COMMISSIONED OR WARRANT OFFICER.—Section
4 2501 of title 14, United States Code, is amended—

5 (1) in subsection (a)—

6 (A) by striking “Any” and inserting “COM-
7 MISSIONED OFFICER.—

8 “(1) IN GENERAL.—Any”;

9 (B) by striking “him” and inserting “such
10 officer”;

11 (C) by striking “his” and inserting “the
12 officer’s”; and

13 (D) by adding at the end the following:

14 “(2) CONDITIONAL DETERMINATION.—When an
15 officer is under investigation for alleged misconduct
16 at the time of retirement, the Secretary may condi-
17 tionally determine the highest grade of satisfactory
18 service of the officer pending completion of the in-
19 vestigation. Such grade is subject to resolution
20 under subsection (c)(2).”;

21 (2) in subsection (b)—

22 (A) by striking “Any” and inserting
23 “WARRANT OFFICER.—Any”;

24 (B) by striking “him” and inserting “such
25 warrant officer”; and

1 (C) by striking “his” and inserting “the
2 warrant officer’s”; and

3 (3) by adding at the end the following:

4 “(c) RETIREMENT IN NEXT LOWER GRADE.—

5 “(1) MISCONDUCT IN LOWER GRADE.—In the
6 case of an officer whom the Secretary determines
7 committed misconduct in a lower grade, the Sec-
8 retary may determine the officer has not served sat-
9 isfactorily in any grade equal to or higher than that
10 lower grade.

11 “(2) CONDITIONAL DETERMINATION.—A deter-
12 mination of the retired grade of an officer shall be
13 resolved following a conditional determination under
14 subsection (a)(2) or (b)(2) if the investigation of or
15 personnel action against the officer or warrant offi-
16 cer, as applicable, results in adverse findings.

17 “(3) RETIRED PAY; RECALCULATION.—If the
18 retired grade of an officer is reduced, the retired pay
19 of the officer under chapter 71 of title 10 shall be
20 recalculated, and any modification of the retired pay
21 of the officer shall go into effect on the effective date
22 of the reduction in retired grade.

23 “(d) FINALITY OF RETIRED GRADE DETERMINA-
24 TIONS.—

1 “(1) ADMINISTRATIVE FINALITY.—Except as
2 otherwise provided by law, a determination of the re-
3 tired grade of an officer pursuant to this section is
4 administratively final on the day the officer is re-
5 tired, and may not be reopened.

6 “(2) REOPENING DETERMINATION.—A deter-
7 mination of the retired grade of an officer may be
8 reopened as follows:

9 “(A) If the retirement or retired grade of
10 the officer was procured by fraud.

11 “(B) If substantial evidence comes to light
12 after the retirement that could have led to a
13 lower retired grade under this section if known
14 by competent authority at the time of retire-
15 ment.

16 “(C) If a mistake of law or calculation was
17 made in the determination of the retired grade.

18 “(D) In the case of a retired grade fol-
19 lowing a conditional determination under sub-
20 section (a)(2) or (b)(2), if the investigation of
21 or personnel action against the officer, as appli-
22 cable, results in an adverse finding.

23 “(E) If the Secretary determines, pursuant
24 to regulations prescribed by the Secretary, that

1 good cause exists to reopen the determination
2 or certification.

3 “(3) NOTIFICATION OF REOPENING.—If a de-
4 termination or certification of the retired grade of
5 an officer is reopened, the Secretary—

6 “(A) shall notify the officer of the reopen-
7 ing; and

8 “(B) may not make an adverse determina-
9 tion on the retired grade of the officer until the
10 officer has had a reasonable opportunity to re-
11 spond regarding the basis of the reopening.

12 “(4) RETIRED PAY; RECALCULATION.—If the
13 retired grade of an officer is reduced through the re-
14 opening of the officer’s or warrant officer’s retired
15 grade, the retired pay of the officer under chapter
16 71 of title 10 shall be recalculated, and any modi-
17 fication of the retired pay of the officer shall go into
18 effect on the effective date of the reduction of the
19 officer’s retired grade.”.

20 **SEC. 202. CONGRESSIONAL AFFAIRS; DIRECTOR.**

21 (a) IN GENERAL.—Chapter 3 of title 14, United
22 States Code, as amended by this Act, is further amended
23 by adding at the end the following:

1 **“§ 320. Congressional affairs; Director**

2 “The Commandant of the Coast Guard shall appoint
3 a Director of Congressional Affairs from among officers
4 of the Coast Guard who are in a grade above captain.”.

5 (b) CLERICAL AMENDMENT.—The analysis for chap-
6 ter 3 of title 14, United States Code, as amended by this
7 Act, is further amended by adding at the end the fol-
8 lowing:

“320. Congressional affairs; Director.”.

9 **SEC. 203. LIMITATIONS ON CLAIMS.**

10 (a) ADMIRALTY CLAIMS.—Section 937 of title 14,
11 United States Code, is amended in subsection (a) by strik-
12 ing “\$100,000” and inserting “\$425,000”.

13 (b) CLAIMS FOR DAMAGE TO PROPERTY OF THE
14 UNITED STATES.—Section 938 of title 14, United States
15 Code, is amended by striking “\$100,000” and inserting
16 “\$425,000”.

17 **SEC. 204. AUTHORITY FOR OFFICERS TO OPT OUT OF PRO-**
18 **MOTION BOARD CONSIDERATION.**

19 (a) ELIGIBILITY OF OFFICERS FOR CONSIDERATION
20 FOR PROMOTION.—Section 2113 of title 14, United States
21 Code, is amended by adding at the end the following:

22 “(g)(1) Notwithstanding subsection (a), the Com-
23 mandant may provide that an officer may, upon the offi-
24 cer’s request and with the approval of the Commandant,

1 be excluded from consideration by a selection board con-
2 vened under section 2106(a).

3 “(2) The Commandant shall approve a request under
4 paragraph (1) only if—

5 “(A) the basis for the request is to allow the of-
6 ficer to complete a broadening assignment, advanced
7 education, another assignment of significant value to
8 the Coast Guard, a career progression requirement
9 delayed by the assignment or education, or a quali-
10 fying personal or professional circumstance, as de-
11 termined by the Commandant;

12 “(B) the Commandant determines the exclusion
13 from consideration is in the best interest of the
14 Coast Guard; and

15 “(C) the officer has not previously failed of se-
16 lection for promotion to the grade for which the offi-
17 cer requests the exclusion from consideration.”.

18 (b) ELIGIBILITY OF RESERVE OFFICER FOR PRO-
19 MOTION.—Section 3743 of title 14, United States Code,
20 is amended to read as follows:

21 **“§ 3743. Eligibility for promotion**

22 “(a) IN GENERAL.—Except as provided in subsection
23 (b), a Reserve officer is eligible for consideration for pro-
24 motion and for promotion under this subchapter, if that
25 officer is in an active status.

1 “(b) EXCEPTION.—A Reserve officer who has been
2 considered but not recommended for retention in an active
3 status by a board convened under subsection 3752(a) of
4 this title, is not eligible for consideration for promotion.

5 “(c) REQUEST FOR EXCLUSION.—

6 “(1) IN GENERAL.—The Commandant may pro-
7 vide that an officer may, upon the officer’s request
8 and with the approval of the Commandant, be ex-
9 cluded from consideration by a selection board con-
10 vened under section 3740(b) of this title to consider
11 officers for promotion to the next higher grade.

12 “(2) APPROVAL OF REQUEST.—The Com-
13 mandant shall approve a request under paragraph
14 (1) only if—

15 “(A) the basis for the request is to allow
16 an officer to complete a broadening assignment,
17 advanced education, another assignment of sig-
18 nificant value to the Coast Guard, a career pro-
19 gression requirement delayed by the assignment
20 or education, or a qualifying personal or profes-
21 sional circumstance, as determined by the Com-
22 mandant;

23 “(B) the Commandant determines the ex-
24 clusion from consideration is in the best inter-
25 est of the Coast Guard; and

1 “(C) the officer has not previously failed of
2 selection for promotion to the grade for which
3 the officer requests the exclusion from consider-
4 ation.”.

5 **SEC. 205. TEMPORARY PROMOTION AUTHORITY FOR OFFI-**
6 **CERS IN CERTAIN GRADES WITH CRITICAL**
7 **SKILLS.**

8 (a) IN GENERAL.—Chapter 21 of title 14, United
9 States Code, is amended by inserting after section 2129
10 the following:

11 **“§ 2130. Promotion to certain grades for officers with**
12 **critical skills: captain, commander, lieu-**
13 **tenant commander, lieutenant**

14 “(a) IN GENERAL.—An officer in the grade of lieu-
15 tenant (junior grade), lieutenant, lieutenant commander,
16 or commander, who is described in subsection (b) may be
17 temporarily promoted to the grade of lieutenant, lieuten-
18 ant commander, commander, or captain under regulations
19 prescribed by the Secretary. Appointments under this sec-
20 tion shall be made by the President, by and with the advice
21 and consent of the Senate.

22 “(b) COVERED OFFICERS.—An officer described in
23 this subsection is any officer in a grade specified in sub-
24 section (a) who—

1 “(1) has a skill in which the Coast Guard has
2 a critical shortage of personnel (as determined by
3 the Secretary); and

4 “(2) is serving in a position (as determined by
5 the Secretary) that—

6 “(A) is designated to be held by a lieuten-
7 ant, lieutenant commander, commander, or cap-
8 tain; and

9 “(B) requires that an officer serving in
10 such position have the skill possessed by such
11 officer.

12 “(c) PRESERVATION OF POSITION AND STATUS OF
13 OFFICERS APPOINTED.—

14 “(1) The temporary positions authorized under
15 this section shall not be counted among or included
16 in the list of positions on the active duty promotion
17 list.

18 “(2) An appointment under this section does
19 not change the position on the active-duty list or the
20 permanent, probationary, or acting status of the of-
21 ficer so appointed, prejudice the officer in regard to
22 other promotions or appointments, or abridge the
23 rights or benefits of the officer.

24 “(d) BOARD RECOMMENDATION REQUIRED.—A tem-
25 porary promotion under this section may be made only

1 upon the recommendation of a board of officers convened
2 by the Secretary for the purpose of recommending officers
3 for such promotions.

4 “(e) ACCEPTANCE AND EFFECTIVE DATE OF AP-
5 POINTMENT.—Each appointment under this section, un-
6 less expressly declined, is, without formal acceptance, re-
7 garded as accepted on the date such appointment is made,
8 and a member so appointed is entitled to the pay and al-
9 lowances of the grade of the temporary promotion under
10 this section beginning on the date the appointment is
11 made.

12 “(f) TERMINATION OF APPOINTMENT.—Unless soon-
13 er terminated, an appointment under this section termi-
14 nates—

15 “(1) on the date the officer who received the
16 appointment is promoted to the permanent grade of
17 lieutenant, lieutenant commander, commander, or
18 captain;

19 “(2) on the date the officer is detached from a
20 position described in subsection (b)(2), unless the of-
21 ficer is on a promotion list to the permanent grade
22 of lieutenant, lieutenant commander, commander, or
23 captain, in which case the appointment terminates
24 on the date the officer is promoted to that grade; or

1 “(3) when the appointment officer determines
2 that the officer who received the appointment has
3 engaged in misconduct or has displayed substandard
4 performance.

5 “(g) LIMITATION ON NUMBER OF ELIGIBLE POSI-
6 TIONS.—An appointment under this section may only be
7 made for service in a position designated by the Secretary
8 for the purposes of this section. The number of positions
9 so designated may not exceed the following percentages
10 of the respective grades:

11 “(1) As lieutenant, 0.5 percent.

12 “(2) As lieutenant commander, 3.0 percent.

13 “(3) As commander, 2.6 percent.

14 “(4) As captain, 2.6 percent.”.

15 (b) CLERICAL AMENDMENT.—The analysis at the be-
16 ginning of such chapter is amended by adding at the end
17 the following new item:

 “2130. Promotion to certain grades for officers with critical skills: colonel, lieu-
 tenant colonel, major, captain; captain, commander, lieutenant
 commander, lieutenant.”.

18 **SEC. 206. CAREER INTERMISSION PROGRAM.**

19 (a) IN GENERAL.—Subchapter I of chapter 25 of title
20 14, United States Code, is amended by adding at the end
21 the following:

1 **“§ 2514. Career flexibility to enhance retention of**
2 **members**

3 “(a) PROGRAMS AUTHORIZED.—The Commandant
4 may carry out a program under which members of the
5 Coast Guard may be inactivated from active service in
6 order to meet personal or professional needs and returned
7 to active service at the end of such period of inactivation
8 from active service.

9 “(b) PERIOD OF INACTIVATION FROM ACTIVE SERV-
10 ICE; EFFECT OF INACTIVATION.—

11 “(1) IN GENERAL.—The period of inactivation
12 from active service under a program under this sec-
13 tion of a member participating in the program shall
14 be such period as the Commandant shall specify in
15 the agreement of the member under subsection (c),
16 except that such period may not exceed three years.

17 “(2) EXCLUSION FROM YEARS OF SERVICE.—
18 Any service by a Reserve officer while participating
19 in a program under this section shall be excluded
20 from computation of the total years of service of
21 that officer pursuant to section 14706(a) of title 10.

22 “(3) EXCLUSION FROM RETIREMENT.—Any pe-
23 riod of participation of a member in a program
24 under this section shall not count toward—

1 “(A) eligibility for retirement or transfer
2 to the Ready Reserve under either chapter 571
3 or 1223 of title 10; or

4 “(B) computation of retired or retainer
5 pay under chapter 71 or 1223 of title 10.

6 “(c) AGREEMENT.—Each member of the Coast
7 Guard who participates in a program under this section
8 shall enter into a written agreement with the Commandant
9 under which that member shall agree as follows:

10 “(1) To accept an appointment or enlist, as ap-
11 plicable, and serve in the Coast Guard Ready Re-
12 serve during the period of the inactivation of the
13 member from active service under the program.

14 “(2) To undergo during the period of the inac-
15 tivation of the member from active service under the
16 program such inactive service training as the Com-
17 mandant shall require in order to ensure that the
18 member retains proficiency, at a level determined by
19 the Commandant to be sufficient, in the military
20 skills, professional qualifications, and physical readi-
21 ness of the member during the inactivation of the
22 member from active service.

23 “(3) Following completion of the period of the
24 inactivation of the member from active service under
25 the program, to serve two months as a member of

1 the Coast Guard on active service for each month of
2 the period of the inactivation of the member from
3 active service under the program.

4 “(d) CONDITIONS OF RELEASE.—The Commandant
5 shall prescribe regulations specifying the guidelines re-
6 garding the conditions of release that must be considered
7 and addressed in the agreement required by subsection
8 (c). At a minimum, the Commandant shall prescribe the
9 procedures and standards to be used to instruct a member
10 on the obligations to be assumed by the member under
11 paragraph (2) of such subsection while the member is re-
12 leased from active service.

13 “(e) ORDER TO ACTIVE SERVICE.—Under regula-
14 tions prescribed by the Commandant, a member of the
15 Coast Guard participating in a program under this section
16 may, in the discretion of the Commandant, be required
17 to terminate participation in the program and be ordered
18 to active service.

19 “(f) PAY AND ALLOWANCES.—

20 “(1) BASIC PAY.—During each month of par-
21 ticipation in a program under this section, a member
22 who participates in the program shall be paid basic
23 pay in an amount equal to two-thirtieths of the
24 amount of monthly basic pay to which the member
25 would otherwise be entitled under section 204 of title

1 37 as a member of the uniformed services on active
2 service in the grade and years of service of the mem-
3 ber when the member commences participation in
4 the program.

5 “(2) SPECIAL OR INCENTIVE PAY OR BONUS.—

6 “(A) PROHIBITION.—A member who par-
7 ticipates in such a program shall not, while par-
8 ticipating in the program, be paid any special
9 or incentive pay or bonus to which the member
10 is otherwise entitled under an agreement under
11 chapter 5 of title 37 or section 1925 of this title
12 that is in force when the member commences
13 participation in the program.

14 “(B) NOT TREATED AS FAILURE TO PER-
15 FORM SERVICES.—The inactivation from active
16 service of a member participating in a program
17 shall not be treated as a failure of the member
18 to perform any period of service required of the
19 member in connection with an agreement for a
20 special or incentive pay or bonus under chapter
21 5 of title 37 that is in force when the member
22 commences participation in the program.

23 “(3) RETURN TO ACTIVE SERVICE.—

24 “(A) SPECIAL OR INCENTIVE PAY OR
25 BONUS.—Subject to subparagraph (B), upon

1 the return of a member to active service after
2 completion by the member of participation in a
3 program—

4 “(i) any agreement entered into by
5 the member under chapter 5 of title 37 for
6 the payment of a special or incentive pay
7 or bonus that was in force when the mem-
8 ber commenced participation in the pro-
9 gram shall be revived, with the term of
10 such agreement after revival being the pe-
11 riod of the agreement remaining to run
12 when the member commenced participation
13 in the program; and

14 “(ii) any special or incentive pay or
15 bonus shall be payable to the member in
16 accordance with the terms of the agree-
17 ment concerned for the term specified in
18 clause (i).

19 “(B) LIMITATION.—

20 “(i) IN GENERAL.—Subparagraph (A)
21 shall not apply to any special or incentive
22 pay or bonus otherwise covered by that
23 subparagraph with respect to a member if,
24 at the time of the return of the member to

1 active service as described in that subpara-
2 graph—

3 “(I) such pay or bonus is no
4 longer authorized by law; or

5 “(II) the member does not satisfy
6 eligibility criteria for such pay or
7 bonus as in effect at the time of the
8 return of the member to active serv-
9 ice.

10 “(ii) PAY OR BONUS CEASES BEING
11 AUTHORIZED.—Subparagraph (A) shall
12 cease to apply to any special or incentive
13 pay or bonus otherwise covered by that
14 subparagraph with respect to a member if,
15 during the term of the revived agreement
16 of the member under subparagraph (A)(i),
17 such pay or bonus ceases being authorized
18 by law.

19 “(C) REPAYMENT.—A member who is in-
20 eligible for payment of a special or incentive
21 pay or bonus otherwise covered by this para-
22 graph by reason of subparagraph (B)(i)(II)
23 shall be subject to the requirements for repay-
24 ment of such pay or bonus in accordance with

1 the terms of the applicable agreement of the
2 member under chapter 5 of title 37.

3 “(D) REQUIRED SERVICE IS ADDI-
4 TIONAL.—Any service required of a member
5 under an agreement covered by this paragraph
6 after the member returns to active service as
7 described in subparagraph (A) shall be in addi-
8 tion to any service required of the member
9 under an agreement under subsection (c).

10 “(4) TRAVEL AND TRANSPORTATION ALLOW-
11 ANCE.—

12 “(A) IN GENERAL.—Subject to subpara-
13 graph (B), a member who participates in a pro-
14 gram is entitled, while participating in the pro-
15 gram, to the travel and transportation allow-
16 ances authorized by section 474 of title 37
17 for—

18 “(i) travel performed from the resi-
19 dence of the member, at the time of release
20 from active service to participate in the
21 program, to the location in the United
22 States designated by the member as the
23 member’s residence during the period of
24 participation in the program; and

1 “(ii) travel performed to the residence
2 of the member upon return to active serv-
3 ice at the end of the participation of the
4 member in the program.

5 “(B) SINGLE RESIDENCE.—An allowance
6 is payable under this paragraph only with re-
7 spect to travel of a member to and from a sin-
8 gle residence.

9 “(5) LEAVE BALANCE.—A member who partici-
10 pates in a program is entitled to carry forward the
11 leave balance existing as of the day on which the
12 member begins participation and accumulated in ac-
13 cordance with section 701 of title 10, but not to ex-
14 ceed 60 days.

15 “(g) PROMOTION.—

16 “(1) OFFICERS.—

17 “(A) IN GENERAL.—An officer partici-
18 pating in a program under this section shall
19 not, while participating in the program, be eligi-
20 ble for consideration for promotion under chap-
21 ter 21 or 37 of this title.

22 “(B) RETURN TO SERVICE.—Upon the re-
23 turn of an officer to active service after comple-
24 tion by the officer of participation in a pro-
25 gram—

1 “(i) the Commandant may adjust the
2 date of rank of the officer in such manner
3 as the Commandant shall prescribe in reg-
4 ulations for purposes of this section; and

5 “(ii) the officer shall be eligible for
6 consideration for promotion when officers
7 of the same competitive category, grade,
8 and seniority are eligible for consideration
9 for promotion.

10 “(2) ENLISTED MEMBERS.—An enlisted mem-
11 ber participating in a program shall not be eligible
12 for consideration for advancement during the period
13 that—

14 “(A) begins on the date of the inactivation
15 of the member from active service under the
16 program; and

17 “(B) ends at such time after the return of
18 the member to active service under the program
19 that the member is treatable as eligible for pro-
20 motion by reason of time in grade and such
21 other requirements as the Commandant shall
22 prescribe in regulations for purposes of the pro-
23 gram.

24 “(h) CONTINUED ENTITLEMENTS.—A member par-
25 ticipating in a program under this section shall, while par-

1 ticipating in the program, be treated as a member of the
2 Armed Forces on active duty for a period of more than
3 30 days for purposes of—

4 “(1) the entitlement of the member and of the
5 dependents of the member to medical and dental
6 care under the provisions of chapter 55 of this title;
7 and

8 “(2) retirement or separation for physical dis-
9 ability under the provisions of chapter 61 of title 10
10 and chapters 21 and 23 of this title.”.

11 (b) CLERICAL AMENDMENT.—The analysis for such
12 chapter is amended by inserting after the item relating
13 to section 2513 the following:

“2514. Career flexibility to enhance retention of members.”.

14 **SEC. 207. MAJOR ACQUISITIONS; OPERATION AND**
15 **SUSTAINMENT COSTS.**

16 Section 5103(e)(3) of title 14, United States Code,
17 is amended—

18 (1) by redesignating subparagraphs (B) and
19 (C) as subparagraphs (C) and (D) respectively; and

20 (2) by inserting after subparagraph (A) the fol-
21 lowing:

22 “(B) operate and sustain the cutters and
23 aircraft described under paragraph (2);”.

1 **SEC. 208. EMPLOYMENT ASSISTANCE.**

2 (a) IN GENERAL.—Subchapter I of chapter 27 of title
3 14, United States Code, is amended by adding at the end
4 the following:

5 **“§ 2713. Employment assistance**

6 “(a) IN GENERAL.—In order to improve the accuracy
7 and completeness of a certification or verification of job
8 skills and experience required by section 1143(a)(1) of
9 title 10, the Secretary shall—

10 “(1) establish a database to record all training
11 performed by members of the Coast Guard that may
12 have application to employment in the civilian sector;
13 and

14 “(2) make unclassified information regarding
15 such information available to States and other po-
16 tential employers referred to in section 1143(c) of
17 title 10 so that State and other entities may allow
18 military training to satisfy licensing or certification
19 requirements to engage in a civilian profession.

20 “(b) FORM OF CERTIFICATION OR VERIFICATION.—
21 The Secretary shall ensure that a certification or
22 verification of job skills and experience required by section
23 1143(a)(1) of title 10 is rendered in such a way that
24 States and other potential employers can confirm the ac-
25 curacy and authenticity of the certification or verification.

1 “(2) RECRUITMENT AND RETENTION.—(A) An
2 analysis of the changes in the recruitment and reten-
3 tion of women over the previous two years.

4 “(B) A discussion of any changes to Coast
5 Guard recruitment and retention over the previous
6 two years that were aimed at increasing the recruit-
7 ment and retention of female members.

8 “(3) PARENTAL LEAVE.—(A) The number of
9 men and women who took parental leave during each
10 year covered by the report, including the average
11 length of such leave periods.

12 “(B) A discussion of the ways in which the
13 Coast Guard worked to mitigate the impacts of pa-
14 rental leave on Coast Guard operations and on the
15 careers of the members taking such leave.

16 “(4) LIMITATIONS.—An analysis of current
17 gender-based limitations on Coast Guard career op-
18 portunities, including discussion of—

19 “(A) shipboard opportunities;

20 “(B) opportunities to serve at remote
21 units; and

22 “(C) any other limitations on the opportu-
23 nities of female members.

24 “(5) PROGRESS UPDATE.—An update on the
25 Coast Guard’s progress on the implementation of the

1 action plan required under section 209 of the Coast
2 Guard Authorization Act of 2019.”.

3 (c) CLERICAL AMENDMENT.—The analysis for chap-
4 ter 51 of title 14, United States Code, is amended by add-
5 ing at the end the following:

“5109. Report on gender diversity in the Coast Guard.”.

6 **SEC. 210. DISPOSITION OF INFRASTRUCTURE RELATED TO**
7 **E-LORAN.**

8 Section 914 of title 14, United States Code, is
9 amended—

10 (1) in subsection (a)—

11 (A) by striking “date” and inserting “later
12 of the date of the conveyance of the properties
13 directed under section 533(a) of the Coast
14 Guard Authorization Act of 2016 (Public Law
15 114–120) or the date”; and

16 (B) by striking “determination by the Sec-
17 retary” and inserting “determination by the
18 Secretary of Transportation under section
19 312(d) of title 49”; and

20 (2) in subsection (c), by striking paragraph (2)
21 and inserting the following:

22 “(2) AVAILABILITY OF PROCEEDS.—The pro-
23 ceeds of such sales, less the costs of sale incurred by
24 the General Services Administration, shall be depos-
25 ited into the Coast Guard Housing Fund and, with-

1 out further appropriation, shall be available until ex-
2 pended for uses authorized under section 2946 of
3 this title.”.

4 **SEC. 211. POSITIONS OF IMPORTANCE AND RESPONSIB-**
5 **BILITY.**

6 Section 2103(c)(3) of title 14, United States Code,
7 is amended by striking “rear admiral (lower half)” and
8 inserting “vice admiral”.

9 **TITLE III—SHIPPING**

10 **SEC. 301. ELECTRONIC CHARTS; EQUIVALENCY.**

11 (a) REQUIREMENTS.—Section 3105(a)(1) of title 46,
12 United States Code, is amended to read as follows:

13 “(1) ELECTRONIC CHARTS IN LIEU OF MARINE
14 CHARTS, CHARTS, AND MAPS.—Subject to paragraph
15 (2), the following vessels, while operating on the
16 navigable waters of the United States, shall be
17 equipped with and operate electronic navigational
18 charts conforming to a standard acceptable to the
19 Secretary in lieu of any marine charts, charts, and
20 maps required by titles 33 and 46, Code of Federal
21 Regulations, as in effect on the date of the enact-
22 ment of this paragraph:

23 “(A) A self-propelled commercial vessel of
24 at least 65 feet overall length.

1 “(B) A vessel carrying more than a num-
2 ber of passengers for hire determined by the
3 Secretary.

4 “(C) A towing vessel of more than 26 feet
5 in overall length and 600 horsepower.

6 “(D) Any other vessel for which the Sec-
7 retary decides that electronic charts are nec-
8 essary for the safe navigation of the vessel.”.

9 (b) EXEMPTIONS AND WAIVERS.—Section
10 3105(a)(2) of title 46, United States Code, is amended
11 by—

12 (1) in subparagraph (A), by striking “operates;
13 and” and inserting “operates;”;

14 (2) in subparagraph (B), by striking “those
15 waters.” and inserting “those waters; and”; and

16 (3) by adding at the end the following:

17 “(C) permit vessels that operate solely
18 landward of the baseline from which the terri-
19 torial sea of the United States is measured to
20 utilize software-based, platform-independent
21 electronic chart systems that the Secretary de-
22 termines are capable of displaying electronic
23 navigational charts with necessary scale and de-
24 tail to ensure safe navigation for the intended
25 voyage.”.

1 **SEC. 302. PASSENGER VESSEL SECURITY AND SAFETY RE-**
2 **QUIREMENTS; APPLICATION.**

3 Section 3507(k)(1) of title 46, United States Code,
4 is amended—

5 (1) in subparagraph (B), by adding “and” after
6 the semicolon at the end;

7 (2) in subparagraph (C), by striking “; and”
8 and inserting a period; and

9 (3) by striking subparagraph (D).

10 **SEC. 303. NON-OPERATING INDIVIDUAL.**

11 (a) DEFINITION.—Section 2101 of title 46, United
12 States Code, is amended by inserting after paragraph (23)
13 the following:

14 “(23a) ‘non-operating individual’ means an in-
15 dividual who—

16 “(A) does not perform—

17 “(i) with respect to the operation of a
18 vessel, watchstanding, automated engine
19 room duty watch, navigation, or personnel
20 safety functions;

21 “(ii) with respect to the loading and
22 unloading of merchandise, cargo handling
23 functions, including any activity relating to
24 the loading or unloading of cargo, the op-
25 eration of cargo-related equipment (wheth-
26 er or not integral to the vessel), and the

1 handling of mooring lines on the dock
2 when the vessel is made fast or let go;

3 “(iii) vessel maintenance, including
4 any repairs that can be performed by the
5 vessel’s crew or a riding gang; or

6 “(iv) safety, security, or environ-
7 mental protection activities directly related
8 to the operation of the vessel and normally
9 conducted by the vessel’s crew;

10 “(B) does not serve as part of the crew
11 complement required under section 8101;

12 “(C) does not serve as a riding gang mem-
13 ber;

14 “(D) is not a member of the steward’s de-
15 partment;

16 “(E) is not a citizen or temporary or per-
17 manent resident of a country designated by the
18 United States as a sponsor of terrorism or any
19 other country that the Secretary, in consulta-
20 tion with the Secretary of State and the heads
21 of other appropriate United States agencies, de-
22 termines to be a security threat to the United
23 States;

1 “(F) is not specifically exempted from the
2 requirement to have a merchant mariner’s doc-
3 ument under section 8701(a);

4 “(G) has not been convicted in any juris-
5 diction of an offense described in paragraph (2)
6 or (3) of section 7703;

7 “(H) whose license, certificate of registry,
8 or merchant mariner’s document has not been
9 suspended or revoked under section 7704; and

10 “(I) who does not otherwise constitutes a
11 threat to the safety of the vessel;”.

12 (b) CITIZENSHIP AND NAVY RESERVE REQUIRE-
13 MENTS.—Section 8103(j) of title 46, United States Code,
14 is amended by—

15 (1) striking “RIDING GANG MEMBER” and in-
16 serting “RIDING GANG MEMBER OR NON-OPER-
17 ATING INDIVIDUAL”; and

18 (2) inserting “or a non-operating individual”
19 before the period.

20 (c) REQUIREMENTS RELATING TO NON-OPERATING
21 INDIVIDUALS.—

22 (1) IN GENERAL.—Chapter 81 of title 46,
23 United States Code, is amended—

24 (A) by redesignating section 8107 as sec-
25 tion 8108; and

1 (B) by inserting after section 8106 the fol-
2 lowing:

3 **“§ 8107. Requirements relating to non-operating indi-
4 viduals**

5 “(a) IN GENERAL.—The owner or managing operator
6 of a merchant vessel of the United States of at least 100
7 gross tons as measured under section 14502, or an alter-
8 nate tonnage measured under section 14302 as prescribed
9 by the Secretary under section 14104 shall—

10 “(1) ensure that—

11 “(A) each non-operating individual on the
12 vessel—

13 “(i) is a United States citizen or an
14 alien lawfully admitted to the United
15 States for permanent residence; or

16 “(ii) possesses a United States non-
17 immigrant visa for individuals desiring to
18 enter the United States temporarily for
19 business, employment-related and personal
20 identifying information, and any other doc-
21 umentation required by the Secretary;

22 “(B) all required documentation for such
23 individual is kept on the vessel and available for
24 inspection by the Secretary; and

1 “(C) each non-operating individual is iden-
2 tified on the manifest;

3 “(2) ensure that—

4 “(A) each non-operating individual pos-
5 sesses—

6 “(i) a merchant mariner’s document;

7 “(ii) a transportation worker identi-
8 fication credential under section 70105; or

9 “(iii) a current security clearance
10 issued by a Federal agency; or

11 “(B) the employer of such an individual at-
12 tests in a certificate to the owner or managing
13 operator that—

14 “(i) the background of such individual
15 has been examined and found to be free of
16 any credible information indicating a mate-
17 rial risk to the security of the vessel, the
18 vessel’s cargo, the ports the vessel visits, or
19 other individuals onboard the vessel;;

20 “(ii) such examination—

21 “(I) met the requirements of sec-
22 tion 70105(d)(2), for persons de-
23 scribed in paragraph (1)(A)(i) of this
24 subsection; or

1 “(II) consisted of a search of all
2 information reasonably available to
3 the owner or managing operator in
4 the individual’s country of citizenship
5 and any other country in which the
6 individual works, receives employment
7 referrals, or resides, for persons de-
8 scribed in paragraph (1)(A)(ii) of this
9 subsection; and

10 “(iii) the information derived from
11 any such examination is made available to
12 the Secretary upon request;

13 “(3) ensure that each non-operating individual
14 of the vessel, while on board the vessel, is subject to
15 the same random chemical testing and reporting re-
16 gimes as crew members;

17 “(4) ensure that each such individual employed
18 on the vessel receives basic safety familiarization and
19 basic safety training approved by the Coast Guard;
20 and

21 “(5) ensure that every non-operating individual
22 of the vessel is employed on board the vessel under
23 conditions that meet or exceed the minimum inter-
24 national standards of all applicable international
25 labor conventions to which the United States is a

1 party, including all of the merchant seamen protec-
2 tion and relief provided under United States law.

3 “(b) RECORDKEEPING.—In addition to the require-
4 ments of subsection (a), the owner or managing operator
5 of a vessel to which subsection (a) applies shall ensure that
6 all information necessary to ensure compliance with this
7 section, as determined by the Secretary, is entered into
8 the vessel’s official logbook required by chapter 113.

9 “(c) CIVIL PENALTY.—A person (including an indi-
10 vidual) violating this section is liable to the United States
11 Government for a civil penalty of \$1,250.”.

12 (2) CLERICAL AMENDMENTS.—The analysis for
13 chapter 81 of title 46, United States Code, is
14 amended by striking the items relating to section
15 8107 and inserting the following:

“8107. Non-operating individual
“8108. Use of force against piracy”.

16 (3) CONFORMING AMENDMENTS.—

17 (A) MERCHANT MARINERS’ DOCUMENTS
18 REQUIRED.—Section 8701 of title 46, United
19 States Code, is amended by adding at the end
20 the following:

21 “(e) This section does not apply to non-operating in-
22 dividuals.”.

23 (B) TRAINING FOR USE OF FORCE
24 AGAINST PIRACY.—Section 51705(4) of title 46,

1 United States Code, is amended by striking “46
2 U.S.C. 8107 note” and inserting “46 U.S.C.
3 8108 note”.

4 **SEC. 304. SMALL PASSENGER VESSELS AND UNINSPECTED**
5 **PASSENGER VESSELS.**

6 Section 12121 of title 46, United States Code, is
7 amended—

8 (1) in subsection (a)(1), by striking subpara-
9 graphs (A) and (B) and inserting the following:

10 “(A) was built in the United States;

11 “(B) was not built in the United States
12 and is at least 3 years old; or

13 “(C) if rebuilt, was rebuilt—

14 “(i) in the United States; or

15 “(ii) outside the United States at
16 least 3 years before the certificate re-
17 quested under subsection (b) would take
18 effect.”; and

19 (2) in subsection (b), by inserting “12132,”
20 after “12113,”.

21 **SEC. 305. INSTALLATION VESSELS.**

22 (a) IN GENERAL.—Chapter 551 of title 46, United
23 States Code, is amended by adding at the end the fol-
24 lowing new section:

1 **“§ 55123. Installation vessels**

2 “(a) INITIAL DETERMINATION OF COASTWISE
3 QUALIFIED VESSEL.—No later than 180 days after the
4 date of the enactment of this section, the Secretary of
5 Transportation shall determine whether an installation
6 vessel exists for which a coastwise endorsement has been
7 issued under section 12112.

8 “(b) APPLICATION.—If the Secretary of Transpor-
9 tation determines under subsection (a) that no such coast-
10 wise qualified vessel exists, then, after the date on which
11 such determination was made, lifting operations between
12 a vessel for which a coastwise endorsement has been
13 issued under section 12112 and an installation vessel for
14 which no such endorsement has been issued is not trans-
15 portation of merchandise for the purposes of section
16 55102.

17 “(c) REQUESTS FOR DETERMINATIONS OF COAST-
18 WISE QUALIFIED VESSELS.—

19 “(1) IN GENERAL.—After the date on which the
20 determination was made under subsection (a), an in-
21 stallation vessel for which a coastwise endorsement
22 has been issued under section 12112, the owner or
23 operator of such installation vessel may seek a new
24 determination from the Secretary of Transportation
25 that an installation vessel for which a coastwise en-

1 dorsement has been issued under section 12112 ex-
2 ists.

3 “(2) APPLICATION TO NON-QUALIFIED VES-
4 SELS.—If the Secretary of Transportation makes a
5 determination under paragraph (1) that a coastwise
6 qualified vessel exists, then—

7 “(A) the owner or operator of an installa-
8 tion vessel for which no coastwise endorsement
9 has been issued under section 12112 shall seek
10 a determination of the availability of a coast-
11 wise qualified vessel under paragraph (3) before
12 using such non-coastwise qualified vessel for the
13 transportation of a platform jacket; and

14 “(B) after the date on which such deter-
15 mination is made, the owner or operator of an
16 installation vessel for which no coastwise en-
17 dorsement has been issued under section 12112
18 shall not use such non-coastwise qualified vessel
19 for the transportation of a platform jacket un-
20 less the Secretary of Transportation determines
21 a coastwise qualified is not available under
22 paragraph (4).

23 “(3) CRITERIA FOR DETERMINATION OF AVAIL-
24 ABILITY.—The Secretary of Transportation shall de-

1 terminate a coastwise qualified vessel is not available
2 if—

3 “(A) the owner or operator of a non-coast-
4 wise qualified vessel submits to the Secretary of
5 Transportation an application for the use of a
6 non-coastwise qualified installation vessel for
7 transportation of a platform jacket under this
8 section that includes all relevant information,
9 including engineering details and timing re-
10 quirements, and such application is submitted
11 not less than 1 year before the date such vessel
12 is required for such use;

13 “(B) the Secretary provides the application
14 made under subparagraph (A) to the owner of
15 each coastwise qualified vessel listed as an in-
16 stallation vessel in the inventory under section
17 12138(c) and promptly publishes in the Federal
18 Register a notice—

19 “(i) describing the project and the
20 platform jacket involved;

21 “(ii) advising that all relevant infor-
22 mation reasonably needed to assess the
23 transportation and installation require-
24 ments for the platform jacket will be made

1 available to an interested person on re-
2 quest; and

3 “(iii) requesting that information on
4 the availability of coastwise qualified ves-
5 sels be submitted within a 45-day period
6 beginning on the date of such publication;
7 and

8 “(C)(i) within such 45-day period no infor-
9 mation is submitted to the Secretary from own-
10 ers or operators of coastwise qualified installa-
11 tion vessels to meet the requirements of the ap-
12 plication required under paragraph (A); or

13 “(ii) the owner or operator of a coastwise
14 qualified installation vessel submits information
15 to the Secretary asserting that the owner or op-
16 erator has a suitable coastwise qualified instal-
17 lation vessel available to meet the requirements
18 of the application required under paragraph
19 (A), but the Secretary determines, within 90
20 days after the notice is first published, that the
21 coastwise qualified installation vessel is not
22 suitable or reasonably available for the trans-
23 portation.

24 “(d) DEFINITIONS.—In this section:

1 “(1) INSTALLATION VESSEL.—The term ‘instal-
2 lation vessel’ means a vessel using a crane suitable
3 for offshore use that—

4 “(A) is used to install platform jackets;

5 “(B) has a slewing or luffing capability;

6 “(C) has a lifting capacity of at least
7 1,000 metric tons; and

8 “(D) conducts lifting operations to con-
9 struct or remove offshore facilities or subsea in-
10 frastructure or to install and uninstall compo-
11 nent parts or materials from offshore facilities
12 or subsea infrastructure.

13 “(2) LIFTING OPERATIONS.—The term ‘lifting
14 operations’ means the lifting of platform jackets by
15 crane from the time that the lifting activity begins
16 when unloading from a vessel or removing offshore
17 facilities or subsea infrastructure until the time that
18 the lifting activities are terminated for a particular
19 unloading, installation, or removal of offshore facili-
20 ties or subsea infrastructure.

21 “(3) PLATFORM JACKET.—The term ‘platform
22 jacket’ has the meaning given such term in section
23 55108(a).”.

24 (b) INVENTORY.—Section 12138(b) of title 46,
25 United States Code, is amended—

1 (1) in subsection (b)—

2 (2) in the heading, by striking the period and
3 inserting “, and Installation.”;

4 (3) by amending paragraph (1) to read as fol-
5 lows:

6 “(1) IN GENERAL.—The Secretary of Transpor-
7 tation shall develop, maintain, and periodically up-
8 date an inventory of vessels that are—

9 “(A) documented under this chapter;

10 “(B) at least 200 feet in length;

11 “(C) have the capability to lay, maintain,
12 or repair a submarine cable, without regard to
13 whether a particular vessel is classed as a cable
14 ship or cable vessel; and

15 “(D) installation vessels within the mean-
16 ing of such term in section 55123.”; and

17 (4) by amending paragraph (2)(B) to read as
18 follows:

19 “(B) the abilities and limitations of the
20 vessel with respect to—

21 “(i) in the case of a vessel required to
22 be inventoried under paragraph (1)(A),
23 laying, maintaining, and repairing a sub-
24 marine cable; and

1 “(ii) in the case of a vessel required to
2 be inventoried under paragraph (1)(B), in-
3 stalling platform jackets; and”.

4 (5) No later than 30 days after the enactment
5 of this Act, the Secretary of Homeland Security, act-
6 ing through the Commissioner of Customs and Bor-
7 der Protection, shall issue a notice, including an op-
8 portunity for public comment, on the modification or
9 revocation of Letter Rulings 101925, 108442,
10 113841, 114435, 115185, 115218, 115311, 115487,
11 115522, 115771, 115938, 116078, H004242 with
12 respect to the application of the section 55102 of
13 title 46, Shipping, United States Code, to certain
14 offshore operations.

15 **SEC. 306. ADVISORY COMMITTEES.**

16 (a) NATIONAL OFFSHORE SAFETY ADVISORY COM-
17 MITTEE; REPRESENTATION.—Section 15106(c)(3) of title
18 46, United States Code, is amended—

19 (1) in subparagraph (C), by striking “mineral
20 and oil operations, including geophysical services”
21 and inserting “operations”;

22 (2) in subparagraph (D), by striking “explo-
23 ration and recovery”;

24 (3) in subparagraph (E), by striking “engaged
25 in diving services related to offshore construction,

1 inspection, and maintenance” and inserting “pro-
2 viding diving services to the offshore industry”;

3 (4) in subparagraph (F), by striking “engaged
4 in safety and training services related to offshore ex-
5 ploration and construction” and inserting “providing
6 safety and training services to the offshore indus-
7 try”;

8 (5) in subparagraph (G), by striking “engaged
9 in pipelaying services related to offshore construc-
10 tion” and inserting “providing subsea engineering,
11 construction, or remotely operated vehicle support to
12 the offshore industry”;

13 (6) in subparagraph (H), by striking “mineral
14 and energy”;

15 (7) in subparagraph (I), by striking “national
16 environmental entities” and inserting “entities pro-
17 viding environmental protection, compliance, or re-
18 sponse services to the offshore industry”; and

19 (8) in subparagraph (J), by striking “deepwater
20 ports” and inserting “entities engaged in offshore oil
21 exploration and production on the Outer Continental
22 Shelf adjacent to Alaska”.

23 (b) ADVISORY COMMITTEES; TESTIMONY.—Section
24 15109(j)(4) of title 46, United States Code, is amended
25 by adding at the end the following:

1 “(C) TESTIMONY.—The members of a
2 committee shall be available to testify before
3 appropriate committees of the Congress with re-
4 spect to the advice, reports, and recommenda-
5 tions submitted under paragraph (2).”.

6 (c) NATIONAL MARITIME TRANSPORTATION SYSTEM
7 ADVISORY COMMITTEE.—

8 (1) IN GENERAL.—Chapter 555 of title 46,
9 United States Code, is amended by adding at the
10 end the following:

11 **“§ 55502. National Maritime Transportation System**
12 **Advisory Committee**

13 “(a) ESTABLISHMENT.—There is established a Na-
14 tional Maritime Transportation System Advisory Com-
15 mittee (in this section referred to as the ‘Committee’).

16 “(b) FUNCTION.—The Committee shall advise the
17 Secretary of Transportation on matters relating to the
18 United States maritime transportation system and its
19 seamless integration with other segments of the transpor-
20 tation system, including the viability of the United States
21 Merchant Marine.

22 “(c) MEMBERSHIP.—

23 “(1) IN GENERAL.—The Committee shall con-
24 sist of 25 members appointed by the Secretary of

1 Transportation in accordance with this section and
2 section 15109.

3 “(2) EXPERTISE.—Each member of the Com-
4 mittee shall have particular expertise, knowledge,
5 and experience in matters relating to the function of
6 the Committee.

7 “(3) REPRESENTATION.—Members of the Com-
8 mittee shall be appointed as follows:

9 “(A) At least 1 member shall represent the
10 Environmental Protection Agency.

11 “(B) At least 1 member shall represent the
12 Department of Commerce.

13 “(C) At least 1 member shall represent the
14 Army Corps of Engineers.

15 “(D) At least 1 member shall represent the
16 Coast Guard.

17 “(E) At least 1 member shall represent
18 Customs and Border Protection.

19 “(F) At least 1 member shall represent
20 State and local governmental entities.

21 “(G) Additional members shall represent
22 private sector entities that reflect a cross-sec-
23 tion of maritime industries, including port and
24 water stakeholders, academia, and labor.

1 “(H) The Secretary may appoint addi-
2 tional representatives from other Federal agen-
3 cies as the Secretary considers appropriate.

4 “(4) ADMINISTRATION.—For purposes of sec-
5 tion 15109—

6 “(A) the Committee shall be treated as a
7 committee established under chapter 151; and

8 “(B) the Secretary of Transportation shall
9 fulfill all duties and responsibilities and have all
10 authorities of the Secretary of Homeland Secu-
11 rity with regard to the Committee.”.

12 (2) TREATMENT OF EXISTING COMMITTEE.—
13 Notwithstanding any other provision of law—

14 (A) an advisory committee substantially
15 similar to the National Maritime Transpor-
16 tation System Advisory Committee established
17 by this section and that was in force or in effect
18 on the day before the date of the enactment of
19 this Act, including the charter, membership,
20 and other aspects of such committee, may re-
21 main in force or in effect for the 2-year period
22 beginning on the date of the enactment of this
23 section; and

24 (B) during such 2-year period—

1 (i) requirements relating the National
2 Maritime Transportation System Advisory
3 Committee established by such section
4 shall be treated as satisfied by such sub-
5 stantially similar advisory committee; and

6 (ii) the enactment of this section shall
7 not be the basis—

8 (I) to deem, find, or declare such
9 committee, including the charter,
10 membership, and other aspects there-
11 of, void, not in force, or not in effect;

12 (II) to suspend the activities of
13 such committee; or

14 (III) to bar the members of such
15 committee from a meeting.

16 (3) CLERICAL AMENDMENT.—The analysis at
17 the beginning of chapter 555 of title 46, United
18 States Code, is amended by adding at the end the
19 following:

“55502. National Maritime Transportation System Advisory Committee.”.

20 (4) REPEAL.—Section 55603 of title 46, United
21 States Code, and the item relating to that section in
22 the analysis for chapter 556 of that title, are re-
23 pealed.

24 (d) GREAT LAKES PILOTAGE ADVISORY COM-
25 MITTEE.—

1 (1) IN GENERAL.—Title 46, United States
2 Code, is amended by striking section 9307 and in-
3 serting the following:

4 **“§ 9307. Great Lakes Pilotage Advisory Committee**

5 “(a) ESTABLISHMENT.—There is established a Great
6 Lakes Pilotage Advisory Committee (in this section re-
7 ferred to as the ‘Committee’).

8 “(b) FUNCTION.—The Committee—

9 “(1) may review proposed Great Lakes pilotage
10 regulations and policies and make recommendations
11 to the Secretary that the Committee considers ap-
12 propriate; and

13 “(2) may advise, consult with, report to, and
14 make recommendations to the Secretary on matters
15 relating to Great Lakes pilotage.

16 “(c) MEMBERSHIP.—

17 “(1) IN GENERAL.—The Committee shall con-
18 sist of 7 members appointed by the Secretary in ac-
19 cordance with this section and section 15109.

20 “(2) EXPERTISE.—Each member of the Com-
21 mittee shall have particular expertise, knowledge,
22 and experience in matters relating to the function of
23 the Committee.

24 “(3) REPRESENTATION.—Members of the Com-
25 mittee shall be appointed as follows:

1 “(A) The President of each of the 3 Great
2 Lakes pilotage districts, or the President’s rep-
3 resentative.

4 “(B) At least 1 member shall represent the
5 interests of vessel operators that contract for
6 Great Lakes pilotage services.

7 “(C) At least 1 member shall represent the
8 interests of Great Lakes ports.

9 “(D) At least 1 member shall represent the
10 interests of shippers whose cargoes are trans-
11 ported through Great Lakes ports.

12 “(E) At least 1 member shall have a back-
13 ground in finance or accounting and must have
14 been recommended to the Secretary by a unani-
15 mous vote of the other members of the Com-
16 mittee.

17 “(4) ADMINISTRATION.—For purposes of sec-
18 tion 15109, the Committee shall be treated as a
19 committee established under chapter 151.”.

20 (2) TREATMENT OF EXISTING COMMITTEE.—
21 Notwithstanding any other provision of law—

22 (A) an advisory committee substantially
23 similar to the Great Lakes Pilotage Advisory
24 Committee established by this section and that
25 was in force or in effect on the day before the

1 date of the enactment of this Act, including the
2 charter, membership, and other aspects of the
3 committee, may remain in force or in effect for
4 a period of 2 years from the date of enactment
5 of this Act; and

6 (B) during such 2-year period—

7 (i) requirements relating to the Great
8 Lakes Pilotage Advisory Committee estab-
9 lished by this section shall be treated as
10 satisfied by the substantially similar advi-
11 sory committee; and

12 (ii) the enactment of this section shall
13 not be the basis—

14 (I) to deem, find, or declare such
15 committee, including the charter,
16 membership, and other aspects there-
17 of, void, not in force, or not in effect;

18 (II) to suspend the activities of
19 such committee; or

20 (III) to bar the members of such
21 committee from a meeting.

22 **SEC. 307. EXPIRED MARITIME LIENS.**

23 Section 31343(e) of title 46, United States Code, is
24 amended—

25 (1) by inserting “(1)” before “A notice”; and

1 (2) by inserting after paragraph (1), as so des-
2 ignated by this section, the following:

3 “(2) On expiration of a notice of claim of lien under
4 paragraph (1), the Secretary shall remove such expired no-
5 tice.”.

6 **SEC. 308. OFFSHORE NAVIGATION.**

7 (a) **PORT ACCESS ROUTES.**—Section 70003(e) of
8 title 46, United States Code, is amended—

9 (1) in paragraph (3), by striking “continues;
10 and” and inserting “continues;”;

11 (2) in paragraph (4), by striking the period at
12 the end and inserting “; and”; and

13 (3) by adding at the end the following:

14 “(5) shall, unless otherwise authorized by the
15 Secretary, and notwithstanding any other provision
16 of this chapter, require—

17 “(A) a 2-nautical-mile buffer between the
18 parallel outer or seaward boundary of a traffic
19 lane and any offshore structure affixed to the
20 submerged land of the Outer Continental Shelf;
21 and

22 “(B) a 5-nautical-mile buffer between the
23 entry or exit of any traffic separation scheme
24 and any offshore structure.”.

1 (b) NAVIGATION; CONFLICT MITIGATION.—Not later
2 than 1 year after the date of the enactment of this Act,
3 the Secretary of the department in which the Coast Guard
4 is operating shall implement the recommendations of the
5 Atlantic Coast Port Access Route Study, docket number
6 USCG–2011–0351, dated February 24, 2016, including
7 any recommendations in the appendices thereto.

8 (c) FAIRWAYS.—Not later than July 1, 2021, the
9 Commandant of the Coast Guard shall conduct a review
10 of navigation on the East Coast of the United States and
11 submit recommendations for new fairways on such coast
12 to facilitate commerce to the Committee on Transpor-
13 tation and Infrastructure of the House of Representatives
14 and the Committee on Commerce, Science, and Transpor-
15 tation of the Senate.

16 (d) PORT ACCESS ROUTE STUDIES.—

17 (1) COMPLETION DATES.—The Commandant of
18 the Coast Guard shall complete—

19 (A) the Chuckchi Sea, Bering Strait and
20 Bering Sea Port Access Route Study not later
21 than 1 year after the date of the enactment of
22 this Act; and

23 (B) the Alaskan Arctic Coast Port Access
24 Route Study not later than 5 years after the
25 date of the enactment of this Act.

1 **SEC. 309. TRAINING; EMERGENCY RESPONSE PROVIDERS.**

2 (a) SECURITY PLAN IMPLEMENTATION GRANTS.—

3 Section 70107 of title 46, United States Code, is amend-
4 ed—

5 (1) in subsection (a), by striking “law enforce-
6 ment personnel” and inserting “emergency response
7 providers”;

8 (2) in subsection (b)(8), by striking “law en-
9 forcement personnel—” and inserting “emergency
10 response providers—”; and

11 (3) in subsection (c)(2)(C), by striking “law en-
12 forcement agency personnel” and inserting “emer-
13 gency response providers”.

14 (b) CREDENTIALING FOR STATE AND LOCAL SUP-
15 PORT.—Section 70132 of title 46, United States Code, is
16 amended—

17 (1) in subsection (a), by striking “law enforce-
18 ment personnel—” and inserting “emergency re-
19 sponse providers—”;

20 (2) in subsection (b), by striking “law enforce-
21 ment personnel” each place it appears and inserting
22 “emergency response providers”; and

23 (3) by adding at the end the following:

24 “(d) DEFINITION.—For the purposes of this section,
25 the term ‘emergency response providers’ has the meaning

1 given that term in section 2 of the Homeland Security Act
2 of 2002 (6 U.S.C. 101).”.

3 **SEC. 310. AIMING A LASER POINTER AT A VESSEL.**

4 (a) IN GENERAL.—Subchapter II of chapter 700 of
5 title 46, United States Code, is amended by adding at the
6 end the following:

7 **“§ 70014. Aiming a laser pointer at a vessel**

8 “(a) PROHIBITION.—It shall be unlawful to cause the
9 beam of a laser pointer to strike a vessel operating on the
10 navigable waters of the United States.

11 “(b) EXCEPTIONS.—This section shall not apply to
12 a member or element of the Department of Defense or
13 Department of Homeland Security acting in an official ca-
14 pacity for the purpose of research, development, oper-
15 ations, testing, or training.

16 “(c) LASER POINTER DEFINED.—In this section the
17 term ‘laser pointer’ means any device designed or used to
18 amplify electromagnetic radiation by stimulated emission
19 that emits a beam designed to be used by the operator
20 as a pointer or highlighter to indicate, mark, or identify
21 a specific position, place, item, or object.”.

22 (b) CLERICAL AMENDMENT.—The analysis for such
23 chapter is amended by adding at the end of the items re-
24 lating to such subchapter the following:

“70014. Aiming a laser pointer at a vessel.”.

1 **SEC. 311. MARITIME TRANSPORTATION ASSESSMENT.**

2 Section 55501(e) of title 46, United States Code, is
3 amended—

4 (1) in paragraph (2), by striking “an assess-
5 ment of the condition” and inserting “a conditions
6 and performance analysis”;

7 (2) in paragraph (4), by striking “; and” and
8 inserting a semicolon;

9 (3) in paragraph (5) by striking the period and
10 inserting “; and”; and

11 (4) by adding at the end the following:

12 “(6) a compendium of the Federal programs
13 engaged in the maritime transportation system.”.

14 **SEC. 312. SAFETY OF SPECIAL ACTIVITIES.**

15 (a) IN GENERAL.—Title 46, United States Code, is
16 amended by inserting after section 70005 the following:

17 **“§ 70006. Safety of special activities**

18 “(a) IN GENERAL.—The Secretary may establish a
19 safety zone to address special activities in the exclusive
20 economic zone.

21 “(b) DEFINITIONS.—In this section:

22 “(1) The term ‘safety zone’ has the meaning
23 provided in section 165.20 of title 33, Code of Fed-
24 eral Regulations.

25 “(2) The term ‘special activities’ includes—

1 “(A) space activities, including launch and
2 reentry, as those terms are defined in section
3 50902 of title 51, carried out by United States
4 citizens; and

5 “(B) offshore energy development activi-
6 ties, as described in section 8(p)(1)(C) of the
7 Outer Continental Shelf Lands Act (43 U.S.C.
8 1337(p)(1)(C)), on or near a fixed platform.

9 “(3) The term ‘United States citizen’ has the
10 same meaning as the term ‘eligible owners’ in sec-
11 tion 12103.

12 “(4) The term ‘fixed platform’ means an artifi-
13 cial island, installation, or structure permanently at-
14 tached to the sea-bed for the purpose of exploration
15 or exploitation of resources or for other economic
16 purposes.”.

17 (b) CLERICAL AMENDMENT.—The analysis for chap-
18 ter 700 of title 46, United States Code, is amended by
19 inserting after the item relating to section 70005 the fol-
20 lowing:

 “70006. Safety of special activities.”.

21 (c) REGULATIONS.—

22 (1) IN GENERAL.—Not later than 1 year after
23 the date of the enactment of this Act, the Secretary
24 of the department in which the Coast Guard is oper-

1 ating shall establish regulations to implement this
2 section.

3 (2) ALIGNMENT WITH OTHER REGULATIONS.—

4 Such regulations shall align with subchapter C of
5 chapter III of title 14, Code of Federal Regulations.

6 **SEC. 313. ENGINE CUT-OFF SWITCHES; USE REQUIREMENT.**

7 (a) IN GENERAL.—Section 4312 of title 46, United
8 States Code, is amended—

9 (1) by redesignating subsections (b), (c), and
10 (d) as subsections (c), (d), and (e), respectively; and

11 (2) by inserting after subsection (a) the fol-
12 lowing:

13 “(b) USE REQUIREMENT.—

14 “(1) IN GENERAL.—An individual operating a
15 covered recreational vessel shall use an engine cut-
16 off switch link while operating on plane or above dis-
17 placement speed.

18 “(2) EXCEPTIONS.—The requirement under
19 paragraph (1) shall not apply if—

20 “(A) the main helm of the covered vessel
21 is installed within an enclosed cabin; or

22 “(B) the vessel does not have an engine
23 cut-off switch and is not required to have one
24 under subsection (a).”.

1 (b) CIVIL PENALTY.—Section 4311 of title 46,
2 United States Code, is amended by—

3 (1) redesignating subsections (c), (d), (e), (f),
4 and (g) as subsections (d), (e), (f), (g), and (h), re-
5 spectively; and

6 (2) inserting after subsection (b) the following:

7 “(c) A person violating section 4312(b) of this title
8 is liable to the United States Government for a civil pen-
9 alty of not more than—

10 “(1) \$100 for the first offense;

11 “(2) \$250 for the second offense; and

12 “(3) \$500 for any subsequent offense.”.

13 (c) EFFECTIVE DATE.—The amendments made in
14 subsections (a) and (b) shall take effect 90 days after the
15 date of the enactment of this section, unless the Com-
16 mandant of the Coast Guard, prior to the date that is 90
17 days after the date of the enactment of this section, deter-
18 mines that the use requirement enacted in subsection (a)
19 would not promote recreational boating safety.

20 **SEC. 314. EXEMPTIONS AND EQUIVALENTS.**

21 (a) IN GENERAL.—Section 4305 of title 46, United
22 States Code, is amended—

23 (1) by striking the heading and inserting the
24 following:

1 **“§ 4305. Exemptions and equivalents”;**

2 (2) by inserting “(a) EXEMPTIONS.—” before
3 “If the Secretary”;

4 (3) by adding at the end the following:

5 “(b) EQUIVALENTS.—The Secretary may accept a
6 substitution for associated equipment performance or
7 other safety standards for a recreational vessel if the sub-
8 stitution provides an equivalent level of safety.”.

9 (b) CLERICAL AMENDMENT.—The analysis for chap-
10 ter 43 of title 46, United States Code, is amended by
11 striking the item relating to section 4305 and inserting
12 the following:

“4305. Exemptions and equivalents.”.

13 **TITLE IV—MISCELLANEOUS**

14 **SEC. 401. COASTWISE TRADE.**

15 (a) IN GENERAL.—The Commandant of the Coast
16 Guard shall review the adequacy of and continuing need
17 for provisions in title 46, Code of Federal Regulations,
18 that require a United States vessel documented under
19 chapter 121 of title 46, United States Code, possessing
20 a coastwise endorsement under that chapter, and engaged
21 in coastwise trade to comply with regulations for vessels
22 engaged in an international voyage.

23 (b) BRIEFING.—Not later than 180 days after the
24 date of the enactment of this Act, the Commandant of
25 the Coast Guard shall provide to the Committee on Trans-

1 portation and Infrastructure of the House of Representa-
2 tives and the Committee on Commerce, Science, and
3 Transportation of the Senate a briefing on the findings
4 of the review required under subsection (a) and a discus-
5 sion of how existing laws and regulations could be amend-
6 ed to ensure the safety of vessels described in subsection
7 (a) while infringing as little as possible on commerce.

8 **SEC. 402. UNMANNED MARITIME SYSTEMS.**

9 (a) ASSESSMENT.—

10 (1) IN GENERAL.—The Commandant of the
11 Coast Guard, acting through the Blue Technology
12 Center of Expertise, shall regularly assess available
13 unmanned maritime systems for potential use to
14 support missions of the Coast Guard.

15 (2) CONSULTATION.—The Commandant shall
16 make the assessment required under paragraph (1)
17 after consultation with the Department of Defense,
18 other Federal agencies, the academic sector, and de-
19 velopers and manufacturers of unmanned maritime
20 systems.

21 (b) REPORT.—

22 (1) IN GENERAL.—Not later than one year
23 after the date of the enactment of this Act, and bi-
24 ennially thereafter, the Commandant shall submit to
25 the Committee on Transportation and Infrastructure

1 of the House of Representatives and the Committee
2 on Commerce, Science, and Transportation of the
3 Senate a report on the actual and potential effects
4 of the use of then-existing unmanned maritime sys-
5 tems on the mission effectiveness of the Coast
6 Guard.

7 (2) CONTENTS.—Each report submitted under
8 paragraph (1) shall include the following:

9 (A) An inventory of current unmanned
10 maritime systems used by the Coast Guard, an
11 overview of such usage, and a discussion of the
12 mission effectiveness of such systems, including
13 any benefits realized or risks or negative as-
14 pects of such usage.

15 (B) A prioritized list of Coast Guard mis-
16 sion requirements that could be met with addi-
17 tional unmanned maritime systems, and the es-
18 timated costs of acquiring and operating such
19 systems.

20 (c) DEFINITIONS.—In this section:

21 (1) UNMANNED MARITIME SYSTEMS.—

22 (A) IN GENERAL.—The term “unmanned
23 maritime systems” means remotely operated or
24 autonomous vehicles produced by the commer-
25 cial sector designed to travel in the air, on or

1 under the ocean surface, on land, or any com-
2 bination thereof, and that function without an
3 on-board human presence.

4 (B) EXAMPLES.—Such term includes the
5 following:

6 (i) Unmanned undersea vehicles.

7 (ii) Unmanned surface vehicles.

8 (iii) Unmanned aerial vehicles.

9 (iv) Autonomous underwater vehicles.

10 (v) Autonomous surface vehicles.

11 (vi) Autonomous aerial vehicles.

12 (2) AVAILABLE UNMANNED MARITIME SYS-
13 TEMS.—The term “available unmanned maritime
14 systems” includes systems that can be purchased
15 commercially or are in use by the Department of
16 Defense or other Federal agencies.

17 **SEC. 403. EXPEDITED TRANSFER IN CASES OF SEXUAL AS-**
18 **SAULT; DEPENDENTS OF MEMBERS OF THE**
19 **COAST GUARD.**

20 Not later than 180 days after the date of the enact-
21 ment of this Act, the Commandant of the Coast Guard
22 shall establish a policy to allow the transfer of a member
23 of the Coast Guard whose dependent is the victim of sex-
24 ual assault perpetrated by a member of the Armed Forces
25 who is not related to the victim.

1 **SEC. 404. TOWING VESSELS; OPERATION OUTSIDE THE**
2 **BOUNDARY LINE.**

3 (a) INTERIM EXEMPTION.—A towing vessel to which
4 this section applies is exempt from any additional require-
5 ments of subtitle II of title 46, United States Code, and
6 chapter I of title 33 and chapter I of title 46, Code of
7 Federal Regulations that would result solely from such
8 vessel operating outside the Boundary Line (as such term
9 is defined in section 103 of title 46, United States Code)
10 if such vessel—

11 (1) is listed as a response vessel on a vessel re-
12 sponse plan and is operating outside the Boundary
13 Line solely to perform duties of a response vessel; or

14 (2) is operating outside the Boundary Line
15 solely to perform operations necessary to escort a
16 vessel with limited maneuverability.

17 (b) APPLICABILITY.—This section applies to a towing
18 vessel—

19 (1) that is subject to inspection under chapter
20 33 of title 46, United States Code, and subchapter
21 M of title 46, Code of Federal Regulations;

22 (2) with only “Lakes, Bays, and Sounds” or
23 “Rivers” routes recorded on such vessel’s certificate
24 of inspection under section 136.230 of title 46, Code
25 of Federal Regulations; and

1 (3)(A) that, with respect to a vessel that is de-
2 scribed in subsection (a)(1), is listed—

3 (i) on a vessel response plan under part
4 155 of title 33, Code of Federal Regulations, on
5 the date of approval of the vessel response plan;
6 or

7 (ii) by name or reference in the vessel re-
8 sponse plan’s geographic-specific appendix on
9 the date of approval of the vessel response plan;

10 or

11 (B) that, with respect to a vessel described in
12 subsection (a)(2), is regularly engaged in harbor as-
13 sist operations, including the docking, undocking,
14 mooring, unmooring, and escorting of vessels with
15 limited maneuverability.

16 (c) LIMITATIONS.—A vessel exempted under sub-
17 section (a) is subject to the following operating limitations:

18 (1) RESPONSE VESSELS.—The voyage of a ves-
19 sel exempted under subsection (a)(1) shall—

20 (A) be less than 12 hours, or in the case
21 of a voyage in the territorial waters of Alaska,
22 Guam, Hawaii, and American Samoa, have suf-
23 ficient manning as determined by the Secretary;
24 and

1 (B) originate and end in the inspection
2 zone of a single Officer In-Charge, Marine In-
3 spection, as defined in section 3305(d)(4) of
4 title 46, United States Code.

5 (2) ESCORT VESSELS.—The voyage of a vessel
6 exempted under subsection (a)(2) shall—

7 (A) be less than 12 hours in total duration;

8 (B) originate and end in the inspection
9 zone of a single Officer In-Charge, Marine In-
10 spection, as such term is defined in section
11 3305(d)(4) of title 46, United States Code; and

12 (C) occur no further than 10 nautical
13 miles from the Boundary Line.

14 (d) TERMINATION.—The interim exemption provided
15 under subsection (a) shall terminate on July 22, 2023.

16 (e) RESTRICTION.—The Officer In-Charge, Marine
17 Inspection, as defined in section 3305(d)(4) of title 46,
18 United States Code, for an inspection zone may restrict
19 operations under the exemptions provided under sub-
20 section (a) for safety purposes.

21 (f) BRIEFING.—Not later than July 22, 2022, the
22 Commandant of the Coast Guard shall brief the Com-
23 mittee on Transportation and Infrastructure of the House
24 of Representatives and the Committee on Commerce,

1 Science, and Transportation of the Senate regarding the
2 following:

3 (1) The impacts of the interim exemptions pro-
4 vided under this section.

5 (2) Any safety concerns regarding the expira-
6 tion of such interim exemptions.

7 (3) Whether such interim exemptions should be
8 extended or made permanent in the interests of safe-
9 ty.

10 **SEC. 405. COAST GUARD AUTHORITIES STUDY.**

11 (a) IN GENERAL.—The Secretary of the department
12 in which the Coast Guard is operating shall seek to enter
13 into an arrangement with the National Academy of
14 Sciences not later than 60 days after the date of the enact-
15 ment of this Act under which the Academy shall prepare
16 an assessment of Coast Guard authorities.

17 (b) ASSESSMENT.—The assessment under subsection
18 (a) shall provide—

19 (1) an examination of emerging issues that may
20 require Coast Guard oversight, regulation, or action;

21 (2) a description of potential limitations and
22 shortcomings of relying on current Coast Guard au-
23 thorities to address emerging issues; and

1 (3) an overview of adjustments and additions
2 that could be made to existing Coast Guard authori-
3 ties to fully address emerging issues.

4 (c) REPORT TO THE CONGRESS.—Not later than 1
5 year after entering into an arrangement with the Sec-
6 retary under subsection (a), the National Academy of
7 Sciences shall submit the assessment under this section
8 to the Committee on Transportation and Infrastructure
9 of the House of Representatives and the Committee on
10 Commerce, Science, and Transportation of the Senate.

11 (d) EMERGING ISSUES.—In this section, the term
12 “emerging issues” means changes in the maritime indus-
13 try and environment that in the determination of the Na-
14 tional Academy of Sciences are reasonably likely to occur
15 within 10 years after the date of the enactment of this
16 Act, including—

17 (1) the introduction of new technologies in the
18 maritime domain;

19 (2) the advent of new processes or operational
20 activities in the maritime domain; and

21 (3) changes in the use of navigable waterways.

22 **SEC. 406. CLOUD COMPUTING STRATEGY.**

23 Not later than 180 days after the date of the enact-
24 ment of this Act, the Commandant of the Coast Guard
25 shall submit to the Committee on Transportation and In-

1 frastructure of the House of Representatives and the Com-
2 mittee on Commerce, Science, and Transportation of the
3 Senate a detailed description of the Coast Guard’s strat-
4 egy to implement cloud computing for the entire Coast
5 Guard, including—

6 (1) the goals and acquisition strategies for all
7 proposed enterprise-wide cloud computing service
8 procurements;

9 (2) a strategy to sustain competition and inno-
10 vation throughout the period of performance of each
11 contract for procurement of cloud-computing goods
12 and services for the Coast Guard, including defining
13 opportunities for multiple cloud-service providers
14 and insertion of new technologies;

15 (3) an assessment of potential threats and secu-
16 rity vulnerabilities of the strategy, and plans to miti-
17 gate such risks; and

18 (4) an estimate of the cost and timeline to im-
19 plement cloud computing service for all Coast Guard
20 computing.

21 **SEC. 407. REPORT ON EFFECTS OF CLIMATE CHANGE ON**
22 **COAST GUARD.**

23 (a) IN GENERAL.—Not later than 1 year after the
24 date of the enactment of this Act, the Commandant of
25 the Coast Guard shall submit to the Committee on Trans-

1 portation and Infrastructure of the House of Representa-
2 tives and the Committee on Commerce, Science, and
3 Transportation of the Senate a report on vulnerabilities
4 of Coast Guard installations and requirements resulting
5 from climate change over the next 20 years.

6 (b) ELEMENTS.—The report under subsection (a)
7 shall include the following:

8 (1) A list of the 10 most vulnerable Coast
9 Guard installations based on the effects of climate
10 change, including rising sea tides, increased flooding,
11 drought, desertification, wildfires, thawing perma-
12 frost, or any other categories the Commandant de-
13 termines necessary.

14 (2) An overview of—

15 (A) mitigations that may be necessary to
16 ensure the continued operational viability and
17 to increase the resiliency of the identified vul-
18 nerable installations; and

19 (B) the cost of such mitigations.

20 (3) A discussion of the climate-change-related
21 effects on the Coast Guard, including—

22 (A) the increase in the frequency of hu-
23 manitarian assistance and disaster relief mis-
24 sions; and

1 (B) campaign plans, contingency plans,
2 and operational posture of the Coast Guard.

3 (4) An overview of mitigations that may be nec-
4 essary to ensure mission resiliency and the cost of
5 such mitigations.

6 (c) FORM.—The report required under subsection (a)
7 shall be submitted in unclassified form, but may contain
8 a classified annex.

9 **SEC. 408. SHORE INFRASTRUCTURE.**

10 (a) IN GENERAL.—Not later than 1 year after the
11 date of the enactment of this Act, the Commandant of
12 the Coast Guard shall—

13 (1) develop a plan to standardize Coast Guard
14 facility condition assessments;

15 (2) establish shore infrastructure performance
16 goals, measures, and baselines to track the effective-
17 ness of maintenance and repair investments and pro-
18 vide feedback on progress made;

19 (3) develop a process to routinely align the
20 Coast Guard shore infrastructure portfolio with mis-
21 sion needs, including disposing of unneeded assets;

22 (4) establish guidance for planning boards to
23 document inputs, deliberations, and project
24 prioritization decisions for infrastructure mainte-
25 nance projects;

1 (5) employ models for Coast Guard infrastruc-
2 ture asset lines for—

3 (A) predicting the outcome of investments
4 in shore infrastructure;

5 (B) analyzing tradeoffs; and

6 (C) optimizing decisions among competing
7 investments;

8 (6) include supporting details about competing
9 project alternatives and report tradeoffs in congres-
10 sional budget requests and related reports; and

11 (7) explore the development of real property
12 management expertise within the Coast Guard work-
13 force, including members of the Senior Executive
14 Service.

15 (b) BRIEFING.—Not later than December 31, 2020,
16 the Commandant of the Coast Guard shall brief the Com-
17 mittee on Transportation and Infrastructure of the House
18 of Representatives and the Committee on Commerce,
19 Science, and Transportation of the Senate on the status
20 of the actions required under subsection (a).

21 **SEC. 409. PHYSICAL ACCESS CONTROL SYSTEM REPORT.**

22 Not later 180 days after the date of the enactment
23 of this Act and annually for each of the 4 years thereafter,
24 the Commandant of the Coast Guard shall submit to the
25 Committee on Transportation and Infrastructure of the

1 House of Representatives and the Committee on Com-
2 merce, Science, and Transportation of the Senate a report
3 regarding the status of the Coast Guard's compliance with
4 Homeland Security Presidential Directive 12 (HSPD-12)
5 and Federal Information Processing Standard 201
6 (FIPS-201), including—

7 (1) the status of Coast Guard efforts to field a
8 comprehensive Physical Access Control System at
9 Coast Guard installations and locations necessary to
10 bring the Service into compliance with HSPD-12
11 and FIPS-201B;

12 (2) the status of the selection of a technological
13 solution;

14 (3) the estimated phases and timeframe to com-
15 plete the implementation of such a system; and

16 (4) the estimated cost for each phase of the
17 project.

18 **SEC. 410. COASTWISE ENDORSEMENTS.**

19 (a) “SAFARI VOYAGER”.—

20 (1) IN GENERAL.—Notwithstanding sections
21 12112 and 12132 of title 46, United States Code,
22 the Secretary of the department in which the Coast
23 Guard is operating shall issue a certificate of docu-
24 mentation with a coastwise endorsement for the ves-

1 sel Safari Voyager (International Maritime Organi-
2 zation number 8963753).

3 (2) REVOCATION OF EFFECTIVENESS OF CER-
4 TIFICATE.—A certificate of documentation issued
5 under paragraph (1) is revoked on the date of the
6 sale of the vessel or the entity that owns the vessel.

7 (b) “PACIFIC PROVIDER”.—

8 (1) IN GENERAL.—Notwithstanding sections
9 12112 and 12132 of title 46, United States Code,
10 the Secretary of the department in which the Coast
11 Guard is operating may issue a certificate of docu-
12 mentation with a coastwise endorsement for the ves-
13 sel Pacific Provider (United States official number
14 597967).

15 (2) REVOCATION OF EFFECTIVENESS OF CER-
16 TIFICATE.—A certificate of documentation issued
17 under paragraph (1) is revoked on the date of the
18 sale of the vessel or the entity that owns the vessel.

19 (c) DOCUMENTATION OF LNG TANKERS.—Section
20 7(b)(3) of the America’s Cup Act of 2011 (Public Law
21 112–61) is amended by—

22 (1) striking “The coastwise endorsement
23 issued” and inserting “No coastwise endorsement
24 shall be issued”; and

1 (2) striking “shall expire on” and inserting
2 “after the”.

3 (d) REPLACEMENT VESSEL.—Notwithstanding sec-
4 tion 208(g)(5) of the American Fisheries Act (Public Law
5 105–277; 16 U.S.C. 1851 note), a vessel eligible under
6 section 208(e)(21) of such Act that is replaced under sec-
7 tion 208(g) of such Act shall be subject to a sideboard
8 restriction catch limit of zero metric tons in the Bering
9 Sea and Aleutian Islands and in the Gulf of Alaska unless
10 that vessel is also a replacement vessel under section
11 679.4(o)(4) of title 50, Code of Federal Regulations, in
12 which case such vessel shall not be eligible to be a catcher/
13 processor under section 206(b)(2) of such Act.

14 **SEC. 411. POLAR SECURITY CUTTER ACQUISITION REPORT.**

15 Not later than one year after the date of the enact-
16 ment of this Act, the Commandant of the Coast Guard
17 shall submit a report to the Committees on Transportation
18 and Infrastructure and Armed Services of the House of
19 Representatives, and the Committees on Commerce,
20 Science and Transportation and Armed Services of the
21 Senate on—

22 (1) the extent to which specifications, key draw-
23 ings, and detail design for the Polar Security Cutter
24 are complete before the start of construction;

1 (2) the extent to which Polar Security Cutter
2 hulls numbers one, two, and three are science ready;
3 and

4 (3) what actions will be taken to ensure that
5 Polar Security Cutter hull number four is science ca-
6 pable, as described in the National Academies of
7 Sciences, Engineering, and Medicine’s Committee on
8 Polar Icebreaker Cost Assessment letter report enti-
9 tled “Acquisition and Operation of Polar Ice-
10 breakers: Fulfilling the Nation’s Needs” and dated
11 July 11, 2017.

12 **SEC. 412. SENSE OF THE CONGRESS ON THE NEED FOR A**
13 **NEW GREAT LAKES ICEBREAKER.**

14 (a) FINDINGS.—The Congress finds the following:

15 (1) The Great Lakes shipping industry is cru-
16 cial to the American economy, including the U.S.
17 manufacturing base, providing important economic
18 and national security benefits.

19 (2) A recent study found that the Great Lakes
20 shipping industry supports 237,000 jobs and tens of
21 billions of dollars in economic activity.

22 (3) United States Coast Guard icebreaking ca-
23 pacity is crucial to full utilization of the Great Lakes
24 shipping system, as during the winter icebreaking
25 season up to 15 percent of annual cargo loads are

1 delivered and many industries would have to reduce
2 their production if Coast Guard icebreaking services
3 were not provided.

4 (4) Six of the Coast Guard's nine icebreaking
5 cutters in the Great Lakes are more than 30 years
6 old and are frequently inoperable during the winter
7 icebreaking season, including those that have com-
8 pleted a recent service life extension program.

9 (5) During the previous 10 winters, Coast
10 Guard Great Lakes icebreaking cutters have been in-
11 operable for an average of 65 cutter-days during the
12 winter icebreaking season, with this annual lost ca-
13 pability exceeding 100 cutter-days, with a high of
14 246 cutter-days during the winter of 2017–2018.

15 (6) The 2019 ice season provides further proof
16 that current Coast Guard icebreaking capacity is in-
17 adequate for the needs of the Great Lakes shipping
18 industry, as only six of the nine icebreaking cutters
19 are operational and millions of tons of cargo was not
20 loaded or was delayed due to inadequate Coast
21 Guard icebreaking assets during a historically aver-
22 age winter for Great Lakes ice coverage.

23 (7) The Congress has authorized the Coast
24 Guard to acquire a new Great Lakes icebreaker as
25 capable as Coast Guard Cutter MACKINAW

1 (WLBB–30), the most capable Great Lakes ice-
2 breaker, and \$10 million has been appropriated to
3 fund the design and initial acquisition work for this
4 icebreaker.

5 (8) The Coast Guard has not initiated a new
6 acquisition program for this Great Lakes icebreaker.

7 (b) SENSE OF THE CONGRESS.—It is the sense of
8 the Congress of the United States that a new Coast Guard
9 icebreaker as capable as Coast Guard Cutter MACKI-
10 NAW (WLBB–30) is needed on the Great Lakes and the
11 Coast Guard should acquire this icebreaker as soon as pos-
12 sible.

13 **SEC. 413. CARGO PREFERENCE STUDY.**

14 (a) IN GENERAL.—The Comptroller General of the
15 United States shall conduct an audit regarding the en-
16 forcement of the United States cargo preference program
17 under section 55305 of title 46, United States Code.

18 (b) SCOPE.—The audit conducted under subsection

19 (a) shall include—

20 (1) a description of the agencies and organiza-
21 tions required to comply with cargo preference re-
22 quirements;

23 (2) an analysis of the compliance or noncompli-
24 ance of such agencies and organizations with such
25 requirements, including details of—

1 (A) the total amount of international
2 oceangoing cargo shipped by each such agency
3 and organization; and

4 (B) the percentage of such cargo shipped
5 on cargo preference-compliant vessels; and

6 (3) an overview of enforcement activities under-
7 taken by the Maritime Administration from October
8 14, 2008, until the date of the enactment of this
9 Act, including a listing of all bills of lading collected
10 by the Maritime Administration during that period.

11 (c) REPORT.—Not later than one year after the date
12 of enactment of this Act, the Comptroller General shall
13 submit to the Committee on Transportation and Infra-
14 structure of the House of Representatives and the Com-
15 mittee on Commerce, Science, and Transportation of the
16 Senate a report detailing the results of the audit and pro-
17 viding recommendations related to such results.

18 **SEC. 414. INSIDER THREAT PROGRAM.**

19 Not later than 180 days after the date of the enact-
20 ment of this Act, the Commandant of the Coast Guard
21 shall brief the Committee on Transportation and Infra-
22 structure of the House of Representatives and the Com-
23 mittee on Commerce, Science, and Transportation of the
24 Senate on a plan to expand the Coast Guard Insider

1 Threat program to include the monitoring of all Coast
2 Guard devices, including mobile devices.

3 **SEC. 415. FISHING SAFETY GRANTS.**

4 The cap on the Federal share of the cost of any activ-
5 ity carried out with a grant under subsections (i) and (j)
6 of section 4502 of title 46, United States Code, as in effect
7 prior to the date of enactment of the Frank LoBiondo
8 Coast Guard Authorization Act of 2018, shall apply to any
9 funds appropriated under the Consolidated Appropriations
10 Act, 2017 (Public Law 115–31) for the purpose of making
11 such grants.

12 **SEC. 416. PLANS FOR DEMONSTRATION PROGRAMS.**

13 (a) IN GENERAL.—The Commandant of the Coast
14 Guard shall develop plans for demonstration programs
15 that will assess the feasibility of using unmanned aircraft
16 systems for surveillance of marine protected areas, the
17 transit zone, and the Arctic to—

18 (1) gather regular maritime domain awareness
19 of such areas;

20 (2) ensure sufficient response to illegal activi-
21 ties in marine protected areas, the transit zone, and
22 the Arctic; and

23 (3) collaborate with local, State, and Tribal au-
24 thorities and international partners for surveillance
25 permissions over their waters.

1 (b) REQUIREMENTS.—The plans required under sub-
2 section (a) shall include—

3 (1) discussion of the feasibility, safety, and cost
4 effectiveness of using unmanned aerial vehicles for
5 the purposes of enhancing maritime domain aware-
6 ness in marine protected areas;

7 (2) coordination and communication plans to
8 facilitate coordination with other relevant Federal,
9 State, Tribal, and local agencies, and international
10 partners;

11 (3) consideration of the potential impacts of
12 such a demonstration program on the Coast Guard’s
13 existing unmanned vehicle programs;

14 (4) an overview of areas that could be surveilled
15 under such program;

16 (5) a timeline and technical milestones for the
17 implementation of such a program;

18 (6) resource requirements to implement and
19 sustain such a program; and

20 (7) the operational benefits of such a program.

21 (c) REPORT.—Not later than one year after the date
22 of the enactment of this Act, the Commandant shall brief
23 the Committee on Transportation and Infrastructure of
24 the House of Representatives and the Committee on Com-

1 merce, Science, and Transportation of the Senate on the
2 plans required under subsection (a).

3 (d) DEFINITIONS.—In this section:

4 (1) ARCTIC.—The term “Arctic” has the mean-
5 ing given that term in section 112 of the Arctic Re-
6 search and Policy Act of 1984 (15 U.S.C. 4111).

7 (2) MARINE PROTECTED AREA.—The term
8 “marine protected area” means any discrete area of
9 the marine environment under a Federal statute.

10 (3) TRANSIT ZONE.—The term “transit zone”
11 has the meaning given that term in section
12 1092(a)(8) of the National Defense Authorization
13 Act for Fiscal Year 2017 (6 U.S.C. 223(a)(8)).

14 (4) UNMANNED AIRCRAFT SYSTEM.—The term
15 “unmanned aircraft system” has the meaning given
16 that term in section 331 of the FAA Modernization
17 and Reform Act of 2012 (49 U.S.C. 40101 note).

18 **SEC. 417. WATERS DEEMED NOT NAVIGABLE WATERS OF**
19 **THE UNITED STATES FOR CERTAIN PUR-**
20 **POSES.**

21 The Coalbank Slough in Coos Bay, Oregon, is
22 deemed to not be navigable waters of the United States
23 for all purposes of subchapter J of Chapter I of title 33,
24 Code of Federal Regulations.

1 **SEC. 418. COAST GUARD HOUSING; STATUS AND AUTHORI-**
2 **TIES BRIEFING.**

3 Not later than 180 days after the date of the enact-
4 ment of this Act, the Commandant of the Coast Guard
5 shall provide to the Committee on Transportation and In-
6 frastructure of the House of Representatives and the Com-
7 mittee on Commerce, Science, and Transportation of the
8 Senate a briefing on Coast Guard housing, including—

9 (1) a description of the material condition of
10 Coast Guard housing facilities;

11 (2) the amount of current Coast Guard housing
12 construction and deferred maintenance backlogs;

13 (3) an overview of the manner in which the
14 Coast Guard manages and maintains housing facili-
15 ties;

16 (4) a discussion of whether reauthorizing hous-
17 ing authorities for the Coast Guard similar to those
18 provided in section 208 of the Coast Guard Author-
19 ization Act of 1996 (Public Law 104–324); and

20 (5) recommendations regarding how the Con-
21 gress could adjust those authorities to prevent mis-
22 management of Coast Guard housing facilities.

1 **SEC. 419. CONVEYANCE OF COAST GUARD PROPERTY AT**
2 **POINT SPENCER, ALASKA.**

3 (1) Section 533 of the Coast Guard Authoriza-
4 tion Act of 2016 (Public Law 114–120) is amended
5 by adding at the end the following:

6 “(f) **REMEDIAL ACTIONS.**—For purposes of the
7 transfers under this section, the remedial actions required
8 under section 120(h) of the Comprehensive Environmental
9 Response, Compensation, and Liability Act of 1980 (42
10 U.S.C. 9620(h)) may be completed by the United States
11 Coast Guard after the date of such transfer and a deed
12 entered into for such transfer shall include a clause grant-
13 ing the United States Coast Guard access to the property
14 in any case in which remedial action or corrective action
15 is found to be necessary after the date of such transfer.”.

16 (2) Section 534 of the Coast Guard Authoriza-
17 tion Act of 2016 (Public Law 114–120) is amended
18 by—

19 (A) striking “Nothing” and inserting
20 “After the date on which the Secretary of the
21 Interior conveys land under section 533 of this
22 Act, nothing”; and

23 (B) by inserting “, with respect to con-
24 taminants on such land prior to the date on
25 which the land is conveyed” before the period.

1 **SEC. 420. PROHIBITION.**

2 (a) IN GENERAL.—The Secretary of the department
3 in which the Coast Guard is operating shall not establish
4 anchorage grounds on the Hudson River between Yonkers,
5 New York, and Kingston, New York, under section 7 of
6 the Rivers and Harbors Appropriations Act of 1915 (33
7 U.S.C. 471) or chapter 700 of title 46, United States
8 Code, in addition to any anchorage grounds in effect in
9 such area on the date of the enactment of this Act.

10 (b) RESTRICTION.—The Commandant may not es-
11 tablish or expand any anchorages, outside of the reach on
12 the Hudson River described in subsection (a) without first
13 providing notice to the Committee on Transportation and
14 Infrastructure of the House of Representatives and the
15 Committee on Commerce, Science, and Transportation of
16 the Senate not later than 180 days prior to the establish-
17 ment or expansion of any such anchorages.

18 **SEC. 421. CERTIFICATE EXTENSIONS.**

19 Subchapter I of chapter 121 of title 46, United States
20 Code, is amended by adding at the end the following new
21 section:

22 **“§ 12108. Authority to extend the duration of vessel**
23 **certificates**

24 “(a) CERTIFICATES.—Provided a vessel is in compli-
25 ance with inspection requirements in section 3313, the
26 Secretary of the Department in which in the Coast Guard

1 is operating may, if he makes the determination described
2 in subsection (b), extend for a period of not more than
3 one year an expiring—

4 “(1) certificate of documentation issued for a
5 vessel under Chapter 121; or

6 “(2) certificate of financial responsibility re-
7 quired for a vessel by Section 1016(a) of the Oil
8 Pollution Act of 1990 (33 U.S.C. 2716(a)) or Sec-
9 tion 108 of the Comprehensive Environmental Re-
10 sponse, Compensation, and Liability Act of 1980 (42
11 U.S.C. 9608).

12 “(b) DETERMINATION.—The determination referred
13 to in subsection (a) is a determination that such extension
14 is required to enable the Coast Guard to—

15 “(1) eliminate a backlog in processing applica-
16 tions for such certificates; or

17 “(2) act in response to a national emergency or
18 natural disaster.

19 “(c) MANNER OF EXTENSION.—Any extension grant-
20 ed under this section may be granted to individual vessels
21 or to a specifically identified group of vessels.”.

1 **TITLE V—REORGANIZATION**

2 **SEC. 501. UNINSPECTED COMMERCIAL FISHING INDUSTRY**

3 **VESSELS.**

4 (a) IN GENERAL.—Subtitle II of title 46, United
5 States Code, is amended by striking chapter 45 and insert-
6 ing the following:

7 **“CHAPTER 45—UNINSPECTED**
8 **COMMERCIAL INDUSTRY VESSELS**

“Sec.

“4501. Application.

“4502. Definitions.

“4503. Safety standards.

“4504. Vessel construction.

“4505. Operating stability.

“4506. Training.

“4507. Vessel certification.

“4508. Alternate safety compliance program.

“4509. Substitute safety compliance program.

“4510. Enhanced substitute safety compliance program.

“4511. Prohibited acts.

“4512. Termination of unsafe operations.

“4513. Penalties.

“4514. Compliance; Secretary actions.

“4515. Exemptions.

“4516. Regulations; considerations and limitations.

“4517. Fishing safety grants.

9 **“§ 4501. Application**

10 “(a) IN GENERAL.—Except as provided in subsection
11 (b), this chapter applies to an uninspected vessel that is
12 a fishing vessel, fish processing vessel, or fish tender ves-
13 sel.

14 “(b) CARRIAGE OF BULK DANGEROUS CARGOES.—
15 This chapter does not apply to the carriage of bulk dan-
16 gerous cargoes regulated under chapter 37.

1 **“§ 4502. Definitions**

2 “In this chapter:

3 “(1) The term ‘accountable vessel’ means a ves-
4 sel to which this chapter applies that—

5 “(A)(i) was built after December 31, 1988,
6 or undergoes a major conversion completed
7 after that date; and

8 “(ii) operates with more than 16 individ-
9 uals on board; or

10 “(B) in the case of a fish tender vessel, en-
11 gages in the Aleutian trade.

12 “(2) The term ‘auxiliary craft’ means a vessel
13 that is carried onboard a fishing vessel and is nor-
14 mally used to support fishing operations.

15 “(3)(A) The term ‘built’ means, with respect to
16 a vessel, that the vessel’s construction has reached
17 any of the following stages:

18 “(i) The vessel’s keel is laid.

19 “(ii) Construction identifiable with the ves-
20 sel has begun and assembly of that vessel has
21 commenced comprising of at least 50 metric
22 tons or one percent of the estimated mass of all
23 structural material, whichever is less.

24 “(B) In the case of a vessel greater than 79
25 feet in overall length, for purposes of subparagraph
26 (A)(i), a keel is deemed to be laid when a marine

1 surveyor affirms that a structure adequate for serv-
2 iving as a keel for such vessel is in place and identi-
3 fied for use in the construction of such vessel.

4 “(4) The term ‘subject vessel’ means a vessel to
5 which this chapter applies that—

6 “(A) operates beyond 3 nautical miles from
7 the baseline from which the territorial sea of
8 the United States is measured or beyond 3 nau-
9 tical miles from the coastline of the Great
10 Lakes;

11 “(B) operates with more than 16 individ-
12 uals on board; or

13 “(C) in the case of a fish tender vessel, en-
14 gages in the Aleutian trade.

15 “(5) The term ‘substitute-eligible vessel’ means
16 a fishing vessel or fish tender vessel that is—

17 “(A) a subject vessel;

18 “(B) at least 50 feet overall in length, and
19 not more than 180 feet overall in length as list-
20 ed on the vessel’s certificate of documentation
21 or certificate of number; and

22 “(C) built after February 8, 2016.

1 **“§ 4503. Safety standards**

2 “(a) IN GENERAL.—The Secretary shall prescribe
3 regulations that require that each vessel to which this
4 chapter applies shall be equipped with—

5 “(1) readily accessible fire extinguishers capable
6 of promptly and effectively extinguishing a flam-
7 mable or combustible liquid fuel fire;

8 “(2) at least one readily accessible life preserver
9 or other lifesaving device for each individual on
10 board;

11 “(3) an efficient flame arrestor, backfire trap,
12 or other similar device on the carburetors of each in-
13 board engine that uses gasoline as fuel;

14 “(4) the means to properly and efficiently venti-
15 late enclosed spaces, including engine and fuel tank
16 compartments, so as to remove explosive or flam-
17 mable gases;

18 “(5) visual distress signals;

19 “(6) other equipment required to minimize the
20 risk of injury to the crew during vessel operations,
21 if the Secretary determines that a risk of serious in-
22 jury exists that can be eliminated or mitigated by
23 that equipment; and

24 “(7) a placard as required by regulations pre-
25 scribed under section 10603(b).

1 “(b) SUBJECT VESSELS.—In addition to the require-
2 ments of subsection (a), the Secretary shall prescribe reg-
3 ulations requiring that subject vessels install, maintain,
4 and use the following equipment:

5 “(1) Alerting and locating equipment, including
6 emergency position indicating radio beacons.

7 “(2)(A) Subject to subparagraph (B), a survival
8 craft that—

9 “(i) ensures that no part of an individual
10 is immersed in water; and

11 “(ii) is sufficient to accommodate all indi-
12 viduals on board.

13 “(B) Except for a nonapplicable vessel, an aux-
14 iliary craft shall satisfy the equipment requirement
15 under paragraph (2)(B) if such craft is—

16 “(i) necessary for normal fishing oper-
17 ations;

18 “(ii) readily accessible during an emer-
19 gency; and

20 “(iii) capable, in accordance with the Coast
21 Guard capacity rating, when applicable, of safe-
22 ly holding all individuals on board the vessel to
23 which the craft functions as an auxiliary.

1 “(3) At least one readily accessible immersion
2 suit for each individual on board the vessel when op-
3 erating on the waters described in section 3102.

4 “(4) Marine radio communications equipment
5 sufficient to effectively communicate with a land-
6 based search and rescue facility.

7 “(5) Navigation equipment, including com-
8 passes, nautical charts, and publications.

9 “(6) First aid equipment and medical supplies
10 sufficient for the size and area of operation of the
11 vessel.

12 “(7) Ground tackle sufficient for the vessel.

13 “(c) ACCOUNTABLE VESSELS.—In addition to the re-
14 quirements described in subsections (a) and (b), the Sec-
15 retary may prescribe regulations establishing minimum
16 safety standards for accountable vessels, including stand-
17 ards relating to—

18 “(1) navigation equipment, including radars
19 and fathometers;

20 “(2) lifesaving equipment, immersion suits, sig-
21 naling devices, bilge pumps, bilge alarms, life rails,
22 and grab rails;

23 “(3) fire protection and firefighting equipment,
24 including fire alarms and portable and semiportable
25 fire extinguishing equipment;

1 “(4) use and installation of insulation material;

2 “(5) storage methods for flammable or combus-
3 tible material; and

4 “(6) fuel, ventilation, and electrical systems.

5 **“§ 4504. Vessel construction**

6 “A vessel to which this chapter applies shall be con-
7 structed in a manner that provides a level of safety equiva-
8 lent to the minimum safety standards the Secretary may
9 establish for recreational vessels under section 4302, if the
10 vessel is—

11 “(1) is a subject vessel;

12 “(2) less than 50 feet overall in length; and

13 “(3) built after January 1, 2010.

14 **“§ 4505. Operating stability**

15 “(a) REGULATIONS.—The Secretary shall prescribe
16 regulations for the operating stability of a vessel to which
17 this chapter applies—

18 “(1) that was built after December 31, 1989; or

19 “(2) the physical characteristics of which are
20 substantially altered after December 31, 1989, in a
21 manner that affects the vessel’s operating stability.

22 “(b) EVIDENCE OF COMPLIANCE.—The Secretary
23 may accept, as evidence of compliance with this section,
24 a certification of compliance issued by the person pro-

1 viding insurance for the vessel or by another qualified per-
2 son approved by the Secretary.

3 **“§ 4506. Training**

4 “(a) IN GENERAL.—The individual in charge of a
5 subject vessel must pass a training program approved by
6 the Secretary that meets the requirements of subsection
7 (b) and hold a valid certificate issued under that program.

8 “(b) TRAINING PROGRAM REQUIREMENTS.—The
9 training program shall—

10 “(1) be based on professional knowledge and
11 skill obtained through sea service and hands-on
12 training, including training in seamanship, stability,
13 collision prevention, navigation, firefighting and pre-
14 vention, damage control, personal survival, emer-
15 gency medical care, emergency drills, and weather;

16 “(2) require an individual to demonstrate abil-
17 ity to communicate in an emergency situation and
18 understand information found in navigation publica-
19 tions;

20 “(3) recognize and give credit for recent past
21 experience in fishing vessel operation; and

22 “(4) provide for issuance of a certificate to an
23 individual who has successfully completed the pro-
24 gram.

1 “(c) REGULATIONS.—The Secretary shall prescribe
2 regulations implementing this subsection. The regulations
3 shall require that an individual who is issued a certificate
4 under subsection (b)(4) must complete refresher training
5 at least once every 5 years as a condition of maintaining
6 the validity of the certificate.

7 “(d) ELECTRONIC DATABASE.—The Secretary shall
8 establish an electronic database listing the names of indi-
9 viduals who have participated in and received a certificate
10 confirming successful completion of a training program
11 approved by the Secretary under this section.

12 **“§ 4507. Vessel certification**

13 “(a) IN GENERAL.—A vessel to which this section ap-
14 plies may not be operated unless the vessel—

15 “(1) meets all survey and classification require-
16 ments prescribed by the American Bureau of Ship-
17 ping or another similarly qualified organization ap-
18 proved by the Secretary; and

19 “(2) has on board a certificate issued by the
20 American Bureau of Shipping or such other organi-
21 zation evidencing compliance with this subsection.

22 “(b) APPLICATION.—

23 “(1) Except as provided in section 4509, this
24 section applies to a fish processing vessel to which
25 this chapter applies that—

1 “(A) is built after July 27, 1990; or

2 “(B) undergoes a major conversion com-
3 pleted after that date.

4 “(2)(A) Except as provided in subparagraph
5 (B), this section applies to a subject vessel that is
6 at least 50 feet overall in length and is built after
7 July 1, 2013.

8 “(B) This section does not apply to a sub-
9 stitute-eligible vessel if such vessel complies with—

10 “(i) the substitute safety compliance pro-
11 gram established under section 4509; or

12 “(ii) the enhanced substitute safety compli-
13 ance program established by the Secretary
14 under section 4510.

15 **“§ 4508. Alternate safety compliance program**

16 “(a) IN GENERAL.—

17 “(1) The Secretary shall establish an alternate
18 safety compliance program developed in coordination
19 with the commercial fishing industry.

20 “(2) The program established under paragraph
21 (1) may include requirements for—

22 “(A) a specific region or fishery (or both);
23 and

24 “(B) any combination of regions or fish-
25 eries (or both).

1 “(b) VESSELS REQUIRED TO COMPLY.—Beginning
2 on the date that is 3 years after the date the Secretary
3 prescribes an alternate safety compliance program, the fol-
4 lowing vessels shall comply with such program:

5 “(1) A subject vessel that is—

6 “(A) at least 50 feet overall in length;

7 “(B) built before July 1, 2013; and

8 “(C) 25 years of age or older.

9 “(2) A fishing vessel, fish processing vessel, or
10 fish tender vessel built before July 1, 2013, that un-
11 dergoes a major conversion completed after the date
12 the Secretary prescribes an alternate safety compli-
13 ance program.

14 “(c) EXEMPT VESSELS.—

15 “(1) Notwithstanding subsection (b), vessels
16 owned by a person that owns more than 30 vessels
17 subject to that subsection are not required to comply
18 with alternate safety compliance program require-
19 ments until January 1, 2030, if that owner—

20 “(A) enters into a compliance agreement
21 with the Secretary that provides for a fixed
22 schedule for all such vessels owned by that per-
23 son to meet requirements of such paragraph by
24 such date; and

25 “(B) is meeting such schedule.

1 “(2) A subject vessel that was classed before
2 July 1, 2012, is exempt from the requirements of
3 this section if such vessel—

4 “(A) remains subject to the requirements
5 of a classification society approved by the Sec-
6 retary; and

7 “(B) has on board a certificate from that
8 society.

9 **“§ 4509. Substitute safety compliance program**

10 “(a) IN GENERAL.—The Secretary shall establish a
11 substitute safety compliance program for substitute-eli-
12 ble vessels that includes the following requirements:

13 “(1) A substitute-eligible vessel shall be de-
14 signed by an individual licensed by a State as a
15 naval architect or marine engineer, and the design
16 shall incorporate standards equivalent to those pre-
17 scribed by a classification society to which the Sec-
18 retary has delegated authority under section 3316 or
19 another qualified organization approved by the Sec-
20 retary for purposes of this paragraph.

21 “(2) Construction of a substitute-eligible vessel
22 shall be overseen and certified as being in accord-
23 ance with its design by a marine surveyor of an or-
24 ganization accepted by the Secretary.

25 “(3) A substitute-eligible vessel shall—

1 “(A) complete a stability test performed by
2 a qualified individual;

3 “(B) have written stability and loading in-
4 structions from a qualified individual that are
5 provided to the owner or operator; and

6 “(C) have an assigned loading mark.

7 “(4) A substitute-eligible vessel shall not be
8 substantially altered without the review and approval
9 of an individual licensed by a State as a naval archi-
10 tect or marine engineer before the beginning of such
11 substantial alteration.

12 “(5) A substitute-eligible vessel shall undergo a
13 condition survey at least twice in 5 years, with not
14 more than 3 years between surveys, to the satisfac-
15 tion of a marine surveyor of an organization accept-
16 ed by the Secretary.

17 “(6) A substitute-eligible vessel shall undergo
18 an out-of-water survey at least once every 5 years to
19 the satisfaction of a certified marine surveyor of an
20 organization accepted by the Secretary.

21 “(7) Once every 5 years, and at the time of a
22 substantial alteration to a substitute-eligible vessel,
23 compliance of the vessel with the requirements of
24 paragraph (3) is reviewed and updated as necessary.

1 are necessary, then the Secretary may establish an en-
2 hanced substitute safety compliance program for fishing
3 vessels or fish tender vessels (or both) that are substitute-
4 eligible vessels and that comply with the requirements of
5 section 4509.

6 “(b) REQUIREMENTS.—The enhanced substitute
7 safety compliance program established under this sub-
8 section shall include requirements for—

9 “(1) vessel construction;

10 “(2) a vessel stability test;

11 “(3) vessel stability and loading instructions;

12 “(4) an assigned vessel loading mark;

13 “(5) a vessel condition survey at least twice in
14 5 years, not more than 3 years apart;

15 “(6) an out-of-water vessel survey at least once
16 every 5 years;

17 “(7) maintenance of records to demonstrate
18 compliance with the program, and the availability of
19 such records for inspection; and

20 “(8) such other aspects of vessel safety as the
21 Secretary considers appropriate.

22 “(c) COMPLIANCE.—Section 4507 shall not apply to
23 a substitute-eligible vessel that complies with the require-
24 ments of the program established under this section.

1 **“§ 4511. Prohibited acts**

2 “A person may not operate a vessel in violation of
3 this chapter or a regulation prescribed under this chapter.

4 **“§ 4512. Termination of unsafe operations**

5 “An official authorized to enforce this chapter—

6 “(1) may direct the individual in charge of a
7 vessel to which this chapter applies to immediately
8 take reasonable steps necessary for the safety of in-
9 dividuals on board the vessel if the official observes
10 the vessel being operated in an unsafe condition that
11 the official believes creates an especially hazardous
12 condition, including ordering the individual in charge
13 to return the vessel to a mooring and to remain
14 there until the situation creating the hazard is cor-
15 rected or ended; and

16 “(2) may order the individual in charge of an
17 uninspected fish processing vessel that does not have
18 on board the certificate required under section 4507
19 to return the vessel to a mooring and to remain
20 there until the vessel is in compliance with such sec-
21 tion, unless the vessel is required to comply with sec-
22 tion 4508.

23 **“§ 4513. Penalties**

24 “(a) CIVIL PENALTY.—The owner, charterer, man-
25 aging operator, agent, master, and individual in charge of
26 a vessel to which this chapter applies that is operated in

1 violation of this chapter or a regulation prescribed under
2 this chapter may each be assessed a civil penalty by the
3 Secretary of not more than \$10,260. Any vessel with re-
4 spect to which a penalty is assessed under this subsection
5 is liable in rem for the penalty.

6 “(b) CRIMINAL PENALTIES.—An individual willfully
7 violating this chapter or a regulation prescribed under this
8 chapter shall be fined not more than \$5,000, imprisoned
9 for not more than one year, or both.

10 **“§ 4514. Compliance; Secretary actions**

11 “To ensure compliance with the requirements of this
12 chapter, the Secretary—

13 “(1) shall require the individual in charge of a
14 subject vessel to keep a record of equipment mainte-
15 nance, and required instruction and drills;

16 “(2) shall examine at dockside a subject vessel
17 at least once every 5 years, but may require an exam
18 at dockside every 2 years for certain subject vessels
19 if requested by the owner or operator; and

20 “(3) shall issue a certificate of compliance to a
21 vessel meeting the requirements of this chapter and
22 satisfying the requirements of paragraph (2).

23 **“§ 4515. Exemptions**

24 “The Secretary may exempt a vessel from any part
25 of this chapter if, under regulations prescribed by the Sec-

1 retary (including regulations on special operating condi-
2 tions), the Secretary finds that—

3 “(1) good cause exists for granting an exemp-
4 tion; and

5 “(2) the safety of the vessel and those on board
6 will not be adversely affected.

7 **“§ 4516. Regulations; considerations and limitations**

8 “In prescribing a regulation under this chapter, the
9 Secretary—

10 “(1) shall consider the specialized nature and
11 economics of the operations and the character, de-
12 sign, and construction of the vessel; and

13 “(2) may not require the alteration of a vessel
14 or associated equipment that was constructed or
15 manufactured before the effective date of such regu-
16 lation.

17 **“§ 4517. Fishing safety grants**

18 “(a) SAFETY TRAINING GRANTS.—

19 “(1) ESTABLISHMENT.—The Secretary of
20 Health and Human Services shall establish a Fish-
21 ing Safety Training Grant Program to provide fund-
22 ing to municipalities, port authorities, other appro-
23 priate public entities, not-for-profit organizations,
24 and other qualified persons that provide commercial
25 fishing safety training.

1 “(2) USE OF FUNDS.—Entities receiving funds
2 under this section may use such funds—

3 “(A) to conduct fishing vessel safety train-
4 ing for vessel operators and crewmembers
5 that—

6 “(i) in the case of vessel operators,
7 meets the requirements of section 4506;
8 and

9 “(ii) in the case of crewmembers,
10 meets the requirements of sections
11 4506(b)(1), 4506(b)(4), 4506(e), and
12 4506(d), and such requirements of section
13 4506(b)(2) as are appropriate for crew-
14 members; and

15 “(B) for purchase of safety equipment and
16 training aids for use in such fishing vessel safe-
17 ty training programs.

18 “(3) AWARD CRITERIA.—The Secretary of
19 Health and Human Services, in consultation with
20 and based on criteria established by the Com-
21 mandant of the Coast Guard, shall award grants
22 under this subsection on a competitive basis.

23 “(4) LIMITATION ON FEDERAL SHARE OF
24 COST.—The Federal share of the cost of any activity

1 carried out with a grant under this subsection shall
2 not exceed 50 percent.

3 “(5) AUTHORIZATION OF APPROPRIATIONS.—

4 There is authorized to be appropriated \$3,000,000
5 for each of fiscal years 2020 and 2021 for grants
6 under this subsection.

7 “(b) RESEARCH GRANT PROGRAM.—

8 “(1) ESTABLISHMENT.—The Secretary of
9 Health and Human Services shall establish a Fish-
10 ing Safety Research Grant Program to provide fund-
11 ing to individuals in academia, not-for-profit organi-
12 zations, businesses involved in fishing and maritime
13 matters, and other persons with expertise in fishing
14 safety, to conduct research on methods of improving
15 the safety of the commercial fishing industry, includ-
16 ing vessel design, emergency and survival equipment,
17 enhancement of vessel monitoring systems, commu-
18 nications devices, de-icing technology, and severe
19 weather detection.

20 “(2) AWARD CRITERIA.—The Secretary of
21 Health and Human Services, in consultation with
22 and based on criteria established by the Com-
23 mandant of the Coast Guard, shall award grants
24 under this subsection on a competitive basis.

1 “(3) LIMITATION ON FEDERAL SHARE OF
2 COST.—The Federal share of the cost of any activity
3 carried out with a grant under this subsection shall
4 not exceed 50 percent.

5 “(4) AUTHORIZATION OF APPROPRIATIONS.—
6 There is authorized to be appropriated \$3,000,000
7 for each fiscal year 2020 and 2021 for activities
8 under this subsection.”.

9 (b) CONFORMING AMENDMENT.—Section 3104(d) of
10 title 46, United States Code, is amended by striking
11 “under section 4503(d)” and inserting “under section
12 4502(3)”.

13 (c) SAFETY STANDARDS.—Not later than 90 days
14 after the date of the enactment of this Act, and without
15 regard to the provisions of chapters 5 and 6 of title 5,
16 United States Code, the Secretary of the department in
17 which the Coast Guard is operating shall promulgate the
18 regulations required by section 4503(b) of title 46, United
19 States Code, as amended by this section.

20 **SEC. 502. TRANSFERS.**

21 (a) TRANSFERS OF PROVISIONS.—

22 (1) IN GENERAL.—

23 (A) Section 215 of the Coast Guard and
24 Maritime Transportation Act of 2004 (Public
25 Law 108–293; 14 U.S.C. 504 note) is redesign-

1 nated as section 321 of title 14, United States
2 Code, transferred to appear after section 320 of
3 that title, and amended so that the enumerator,
4 section heading, typeface, and typestyle conform
5 to those appearing in other sections in title 14,
6 United States Code.

7 (B) Section 406 of the Maritime Transpor-
8 tation Security Act of 2002 (Public Law (107–
9 295; 14 U.S.C. 501 note) is redesignated as
10 section 719 of title 14, United States Code,
11 transferred to appear after section 718 of that
12 title, and amended so that the enumerator, sec-
13 tion heading, typeface, and typestyle conform to
14 those appearing in other sections in title 14,
15 United States Code.

16 (C) Section 1110 of title 14, United States
17 Code, is redesignated as section 5110 of that
18 title, and transferred to appear after section
19 5109 of that title.

20 (D) ELEVATION OF DISPUTES TO THE
21 CHIEF ACQUISITION OFFICER.—

22 (i) Strike section 401(e) of the Coast
23 Guard Authorization Act of 2010 (Public
24 Law 111–281); and

1 (ii) insert after section 1109 of title
2 14, United States Code, the following:

3 **“§ 1110. Elevation of Disputes to the Chief Acquisi-**
4 **tion Officer**

5 “If, after 90 days following the elevation to the Chief
6 Acquisition Officer of any design or other dispute regard-
7 ing level 1 or level 2 acquisition, the dispute remains unre-
8 solved, the Commandant shall provide to the appropriate
9 congressional committees a detailed description of the
10 issue and the rationale underlying the decision taken by
11 the Chief Acquisition Officer to resolve the issue.”.

12 (E) Section 217 of the Coast Guard Au-
13 thorization Act of 2010 (Public Law 111–281;
14 14 U.S.C. 504 note)—

15 (i) is redesignated as section 5111 of
16 title 14, United States Code, transferred to
17 appear after section 5110 of that title, and
18 amended so that the enumerator, section
19 heading, typeface, and typestyle conform to
20 those appearing in other sections in title
21 14, United States Code; and

22 (ii) is amended—

23 (I) by striking the heading and
24 inserting the following:

1 **“§ 5111. Sexual assault and sexual harassment in the**
2 **Coast Guard”**; and

3 (II) in subsection (b), by adding
4 at the end the following:

5 “(5)(A) The number of instances in which a
6 covered individual was accused of misconduct or
7 crimes considered collateral to the investigation of a
8 sexual assault committed against the individual.

9 “(B) The number of instances in which adverse
10 action was taken against a covered individual who
11 was accused of collateral misconduct or crimes as
12 described in subparagraph (A).

13 “(C) The percentage of investigations of sexual
14 assaults that involved an accusation or adverse ac-
15 tion against a covered individual as described in sub-
16 paragraphs (A) and (B).

17 “(D) In this paragraph, the term ‘covered indi-
18 vidual’ means an individual who is identified as a
19 victim of a sexual assault in the case files of a mili-
20 tary criminal investigative organization.”.

21 (F) Section 305 of title 46, United States
22 Code, is amended—

23 (i) by striking “The Federal” and in-
24 serting “(a) IN GENERAL.—The Federal”;

25 (ii) by inserting after section (a) the
26 following:

1 “(b) TRANSPARENCY.—

2 “(1) IN GENERAL.—Beginning not later than
3 60 days after the date of enactment of this Act, the
4 Federal Maritime Commission shall submit to the
5 Committee on Commerce, Science, and Transpor-
6 tation of the Senate and the Committee on Trans-
7 portation and Infrastructure of the House of Rep-
8 resentatives biannual reports that describe the Com-
9 mission’s progress toward addressing the issues
10 raised in each unfinished regulatory proceeding, re-
11 gardless of whether the proceeding is subject to a
12 statutory or regulatory deadline.

13 “(2) FORMAT OF REPORTS.—Each report under
14 paragraph (1) shall, among other things, clearly
15 identify for each unfinished regulatory proceeding—

16 “(A) the popular title;

17 “(B) the current stage of the proceeding;

18 “(C) an abstract of the proceeding;

19 “(D) what prompted the action in ques-
20 tion;

21 “(E) any applicable statutory, regulatory,
22 or judicial deadline;

23 “(F) the associated docket number;

24 “(G) the date the rulemaking was initi-
25 ated;

1 “(H) a date for the next action; and

2 “(I) if a date for the next action identified
3 in the previous report is not met, the reason for
4 the delay.”; and

5 (iii) in subsection (b), as so redesign-
6 nated—

7 (I) by inserting “REPORTS.—”
8 before paragraph (1);

9 (II) in paragraph (1)—

10 (aa) by striking “Beginning
11 not later than 60 days after the
12 date of enactment of this Act,”
13 and inserting “In conjunction
14 with the transmittal by the Presi-
15 dent to the Congress of the budg-
16 et of the United States for fiscal
17 year 2021 and biennially there-
18 after,”; and

19 (bb) by striking “biannual
20 reports” and inserting “reports”;
21 and

22 (III) in paragraph (2), by strik-
23 ing “subsection (a)” and inserting
24 “paragraph (1)”.

1 (G) Section 7 of the Rivers and Harbors
2 Appropriations Act of 1915 (33 U.S.C. 471) is
3 redesignated as section 70007 of title 46,
4 United States Code, transferred to appear after
5 section 70006 of that title, and amended so
6 that the enumerator, section heading, typeface,
7 and typestyle conform to those appearing in
8 other sections in title 46, United States Code.

9 (2) CLERICAL AMENDMENT.—

10 (A) The analysis for chapter 3 of title 14,
11 United States Code, as amended by this Act, is
12 further amended by adding at the end the fol-
13 lowing:

“321. Redistricting notification.”.

14 (B) The analysis for chapter 7 of title 14,
15 United States Code, as amended by this Act, is
16 further amended by adding at the end the fol-
17 lowing:

“719. VHF communication services.”.

18 (C) The analysis for chapter 11 of title 14,
19 United States Code, is amended by striking the
20 item relating to section 1110 and inserting the
21 following:

“1110. Elevation of disputes to the Chief Acquisition Officer.”.

1 (D) The analysis for chapter 51 of title 14,
 2 United States Code, is amended by adding at
 3 the end the following:

“5110. Mission need statement.

“5111. Sexual assault and sexual harassment in the Coast Guard.”.

4 (E) The analysis for chapter 700 of title
 5 46, United States Code, is amended by insert-
 6 ing after the item relating to section 70005 the
 7 following:

“70006. Establishment by the Secretary of Homeland Security of anchorage
 grounds and regulations generally.”.

8 (b) TRANSFERS.—

9 (1) SECTION 204 OF THE MARINE TRANSPOR-
 10 TATION SECURITY ACT.—

11 (A) Strike section 204 of the Maritime
 12 Transportation Security Act of 2002 (33 U.S.C.
 13 1902a).

14 (B) Section 3 of the Act to Prevent Pollu-
 15 tion from Ships (33 U.S.C. 1902)—

16 (i) is amended by redesignating sub-
 17 sections (e) through (i) as subsections (f)
 18 through (j) respectively; and

19 (ii) by inserting after subsection (d)
 20 the following:

21 “(e) DISCHARGE OF AGRICULTURAL CARGO RES-
 22 IDUE.—Notwithstanding any other provision of law, the
 23 discharge from a vessel of any agricultural cargo residue

1 material in the form of hold washings shall be governed
2 exclusively by the provisions of the Act to Prevent Pollu-
3 tion from Ships (33 U.S.C. 1901 et seq.) that implement
4 Annex V to the International Convention for the Preven-
5 tion of Pollution from Ships.”.

6 (2) LNG TANKERS.—

7 (A) Strike section 304 of the Coast Guard
8 and Maritime Transportation Act of 2006
9 (Public Law 109–241; 120 Stat. 527); and

10 (B) Amend section 5(i) of the Deepwater
11 Port Act of 1974 (33 U.S.C. 1504) by adding
12 at the end the following:

13 “(j) LNG TANKERS.—

14 “(1) PROGRAM.—The Secretary of Transpor-
15 tation shall develop and implement a program to
16 promote the transportation of liquefied natural gas
17 to the United States on United States flag vessels.

18 “(2) INFORMATION TO BE PROVIDED.—When
19 the Coast Guard is operating as a contributing agen-
20 cy in the Federal Energy Regulatory Commission’s
21 shoreside licensing process for a liquefied natural
22 gas or liquefied petroleum gas terminal located on
23 shore or within State seaward boundaries, the Coast
24 Guard shall provide to the Commission the informa-
25 tion described in section 5(e)(2)(K) of the Deep-

1 water Port Act of 1974 (33 U.S.C. 1504(c)(2)(K))
2 with respect to vessels reasonably anticipated to be
3 servicing that port.”.

4 **SEC. 503. REPEALS.**

5 (a) LICENSE EXEMPTIONS; REPEAL OF OBSOLETE
6 PROVISIONS.—

7 (1) SERVICE UNDER LICENSES ISSUED WITH-
8 OUT EXAMINATION.—

9 (A) REPEAL.—Section 8303 of title 46,
10 United States Code, and the item relating to
11 that section in the analysis for chapter 83 of
12 that title, are repealed.

13 (B) CONFORMING AMENDMENT.—Section
14 14305(a)(10) of title 46, United States Code, is
15 amended by striking “sections 8303 and 8304”
16 and inserting “section 8304”.

17 (2) STANDARDS FOR TANK VESSELS OF THE
18 UNITED STATES.—Section 9102 of title 46, United
19 States Code, is amended—

20 (A) by striking “(a)” before the first sen-
21 tence; and

22 (B) by striking subsection (b).

23 (b) REPEAL.—Section 343 of the Maritime Transpor-
24 tation Security Act of 2002 (Public Law 107–295; 116
25 Stat. 2106) is repealed.

1 (c) ACCIDENT AND INCIDENT NOTIFICATION.—Sub-
2 section (c) of section 9 of the Pipeline Safety, Regulatory
3 Certainty, and Job Creation Act of 2011 (Public Law
4 112–90; 125 Stat 1912)) is repealed and is deemed not
5 to have been enacted.

6 **TITLE VI—TECHNICAL, CON-**
7 **FORMING, AND CLARIFYING**
8 **AMENDMENTS**

9 **SEC. 601. MARITIME TRANSPORTATION SYSTEM.**

10 (a) MARITIME TRANSPORTATION SYSTEM.—Section
11 312(b)(4) of title 14, United States Code, is amended by
12 striking “marine transportation system” and inserting
13 “maritime transportation system”.

14 (b) CLARIFICATION OF REFERENCE TO MARINE
15 TRANSPORTATION SYSTEM PROGRAMS.—Section
16 50307(a) of title 46, United States Code, is amended by
17 striking “marine transportation” and inserting “maritime
18 transportation”;

19 **SEC. 602. REFERENCES TO “PERSONS” AND “SEAMEN”.**

20 (a) TECHNICAL CORRECTION OF REFERENCES TO
21 “PERSONS”.—Title 14, United States Code, is amended
22 as follows:

23 (1) In section 312(d), by striking “persons”
24 and inserting “individuals”.

1 (2) In section 313(d)(2)(B), by striking “per-
2 son” and inserting “individual”.

3 (3) In section 504—

4 (A) in subsection (a)(19)(B), by striking
5 “a person” and inserting “an individual”; and

6 (B) in subsection (c)(4), by striking “sea-
7 men;” and inserting “mariners;”.

8 (4) In section 521, by striking “persons” each
9 place it appears and inserting “individuals”.

10 (5) In section 522—

11 (A) by striking “a person” the first place
12 it appears and inserting “an individual”; and

13 (B) by striking “person” the second and
14 third place it appears and inserting “indi-
15 vidual”.

16 (6) In section 525(a)(1)(C)(ii), by striking
17 “person” and inserting “individual”.

18 (7) In section 526—

19 (A) by striking “person” each place it ap-
20 pears and inserting “individual”; and

21 (B) by striking “persons” each place it ap-
22 pears and inserting “individuals”.

23 (8) In section 709—

24 (A) by striking “persons” and inserting
25 “individuals”; and

1 (B) by striking “person” and inserting “in-
2 dividual”.

3 (9) In section 933(b), by striking “Every per-
4 son” and inserting “An individual”.

5 (10) In section 1102(d), by striking “persons”
6 and inserting “individuals”.

7 (11) In section 1902(b)(3)—

8 (A) in subparagraph (A), by striking “per-
9 son or persons” and inserting “individual or in-
10 dividuals”; and

11 (B) in subparagraph (B), by striking “per-
12 son” and inserting “individual”.

13 (12) In section 1941(b), by striking “persons”
14 and inserting “individuals”.

15 (13) In section 2101(b), by striking “person”
16 and inserting “individual”.

17 (14) In section 2102(e), by striking “A person”
18 and inserting “An individual”.

19 (15) In section 2104(b)—

20 (A) by striking “persons” and inserting
21 “individuals”; and

22 (B) by striking “A person” and inserting
23 “An individual”.

24 (16) In section 2118(d), by striking “person”
25 and inserting “individual who is”.

1 (17) In section 2147(d), by striking “a person”
2 and inserting “an individual”.

3 (18) In section 2150(f), by striking “person”
4 and inserting “individual who is”.

5 (19) In section 2161(b), by striking “person”
6 and inserting “individual”.

7 (20) In section 2317—

8 (A) by striking “persons” and inserting
9 “individuals”;

10 (B) by striking “person” each place it ap-
11 pears and inserting “individual”; and

12 (C) in subsection (c)(2), by striking “per-
13 son’s” and inserting “individual’s”.

14 (21) In section 2531—

15 (A) by striking “person” each place it ap-
16 pears and inserting “individual”; and

17 (B) by striking “persons” each place it ap-
18 pears and inserting “individuals”.

19 (22) In section 2709, by striking “persons” and
20 inserting “individuals”.

21 (23) In section 2710—

22 (A) by striking “persons” and inserting
23 “individuals”; and

24 (B) by striking “person” each place it ap-
25 pears and inserting “individual”.

1 (24) In section 2711(b), by striking “person”
2 and inserting “individual”.

3 (25) In section 2732, by striking “a person”
4 and inserting “an individual”.

5 (26) In section 2733—

6 (A) by striking “A person” and inserting
7 “An individual”; and

8 (B) by striking “that person” and insert-
9 ing “that individual”.

10 (27) In section 2734, by striking “person” each
11 place it appears and inserting “individual”.

12 (28) In section 2735, by striking “a person”
13 and inserting “an individual”.

14 (29) In section 2736, by striking “person” and
15 inserting “individual”.

16 (30) In section 2737, by striking “a person”
17 and inserting “an individual”.

18 (31) In section 2738, by striking “person” and
19 inserting “individual”.

20 (32) In section 2739, by striking “person” and
21 inserting “individual”.

22 (33) In section 2740—

23 (A) by striking “person” and inserting “in-
24 dividual”; and

1 (B) by striking “one” the second place it
2 appears.

3 (34) In section 2741—

4 (A) in subsection (a), by striking “a per-
5 son” and inserting “an individual”;

6 (B) in subsection (b)(1), by striking “per-
7 son’s” and inserting “individual’s”; and

8 (C) in subsection (b)(2), by striking “per-
9 son” and inserting “individual”.

10 (35) In section 2743, by striking “person” each
11 place it appears and inserting “individual”.

12 (36) In section 2744—

13 (A) in subsection (b), by striking “a per-
14 son” and inserting “an individual”; and

15 (B) in subsections (a) and (c), by striking
16 “person” each place it appears and inserting
17 “individual”.

18 (37) In section 2745, by striking “person” and
19 inserting “individual”.

20 (38)(A) In section 2761—

21 (i) in the section heading, by striking
22 “**Persons**” and inserting “**Individuals**”;

23 (ii) by striking “persons” and inserting
24 “individuals”; and

1 (iii) by striking “person” and inserting
2 “individual”.

3 (B) In the analysis for chapter 27, by striking
4 the item relating to section 2761 and inserting the
5 following:

“2761. Individuals discharged as a result of court-martial; allowances to.”.

6 (39)(A) In the heading for section 2767, by
7 striking “**persons**” and inserting “**individuals**”.

8 (B) In the analysis for chapter 27, by striking
9 the item relating to section 2767 and inserting the
10 following:

“2767. Reimbursement for medical-related travel expenses for certain individuals
residing on islands in the continental United States.”.

11 (40) In section 2769—

12 (A) by striking “a person’s” and inserting
13 “an individual’s”; and

14 (B) in paragraph (1), by striking “person”
15 and inserting “individual”.

16 (41) In section 2772(a)(2), by striking “per-
17 son” and inserting “individual”.

18 (42) In section 2773—

19 (A) in subsection (b), by striking “per-
20 sons” each place it appears and inserting “indi-
21 viduals”; and

22 (B) in subsection (d), by striking “a per-
23 son” and inserting “an individual”.

1 (43) In section 2775, by striking “person” each
2 place it appears and inserting “individual”.

3 (44) In section 2776, by striking “person” and
4 inserting “individual”.

5 (45)(A) In section 2777 in the heading, by
6 striking “**persons**” and inserting “**individuals**”.

7 (B) In the analysis for chapter 27, by striking
8 the item relating to in section 2777 and inserting
9 the following:

“2777. Transportation to and from certain places of employment.”.

10 (46) In section 2779, by striking “persons”
11 each place it appears and inserting “individuals”.

12 (47) In section 2902(c), by striking “person”
13 and inserting “individual”.

14 (48) In section 2903(b), by striking “person”
15 and inserting “individual”.

16 (49) In section 2904(b)(1)(B), by striking “a
17 person” and inserting “an individual”.

18 (50) In section 3706—

19 (A) by striking “a person” and inserting
20 “an individual”; and

21 (B) by striking “person’s” and inserting
22 “individual’s”.

23 (51) In section 3707—

24 (A) in subsection (c)—

1 (i) by striking “person” and inserting
2 “individual”; and

3 (ii) by striking “person’s” and insert-
4 ing “individual’s”; and

5 (B) in subsection (e), by striking “a per-
6 son” and inserting “an individual”.

7 (52) In section 3708, by striking “person” each
8 place it appears and inserting “individual”.

9 (53) In section 3738—

10 (A) by striking “a person” each place it
11 appears and inserting “an individual”;

12 (B) by striking “person’s” and inserting
13 “individual’s”; and

14 (C) by striking “A person” and inserting
15 “An individual”.

16 (b) CORRECTION OF REFERENCES TO PERSONS AND
17 SEAMEN.—

18 (1) Section 2303a(a) of title 46, United States
19 Code, is amended by striking “persons” and insert-
20 ing “individuals”.

21 (2) Section 2306(a)(3) of title 46, United
22 States Code, is amended to read as follows:

23 “(3) An owner, charterer, managing operator, or
24 agent of a vessel of the United States notifying the Coast
25 Guard under paragraph (1) or (2) shall—

1 “(A) provide the name and identification num-
2 ber of the vessel, the names of individuals on board,
3 and other information that may be requested by the
4 Coast Guard; and

5 “(B) submit written confirmation to the Coast
6 Guard within 24 hours after nonwritten notification
7 to the Coast Guard under such paragraphs.”.

8 (3) Section 7303 of title 46, United States
9 Code, is amended by striking “seaman” each place
10 it appears and inserting “individual”.

11 (4) Section 7319 of title 46, United States
12 Code, is amended by striking “seaman” each place
13 it appears and inserting “individual”.

14 (5) Section 7501(b) of title 46, United States
15 Code, is amended by striking “seaman” and insert-
16 ing “holder”.

17 (6) Section 7508(b) of title 46, United States
18 Code, is amended by striking “individual seamen or
19 a specifically identified group of seamen” and insert-
20 ing “an individual or a specifically identified group
21 of individuals”.

22 (7) Section 7510 of title 46, United States
23 Code, is amended—

1 (A) in subsection (c)(8)(B), by striking
2 “merchant seamen” and inserting “merchant
3 mariner”; and

4 (B) in subsection (d), by striking “mer-
5 chant seaman” and inserting “merchant mar-
6 iner”.

7 (8) Section 8103 of title 46, United States
8 Code, is amended—

9 (A) by striking “seaman” each place it ap-
10 pears and inserting “individual”; and

11 (B) by striking “seamen” each place it ap-
12 pears and inserting “individuals;”

13 (C) in the headings for paragraphs (2) and
14 (3) of subsection (k), by striking “SEAMEN”
15 each place it appears and inserting “INDIVID-
16 UALS”;

17 (D) in subsection (k)(3)(A)(iv)(II), by
18 striking “seaman’s” and inserting “individ-
19 ual’s”; and

20 (E) in subsection (k)(3)(C), by striking
21 “merchant mariners” each place it appears and
22 inserting “merchant mariner’s”.

23 (9) Section 8104 of title 46, United States
24 Code, is amended—

1 (A) in subsection (c), by striking “a li-
2 censed individual or seaman” and inserting “an
3 individual”;

4 (B) in subsection (d), by striking “A li-
5 censed individual or seaman” and inserting “An
6 individual”;

7 (C) in subsection (e), by striking “a sea-
8 man” each place it appears and inserting “an
9 individual”; and

10 (D) in subsection (j) by striking “seaman”
11 and inserting “individual”.

12 (10) Section 8302(d) of title 46, United States
13 Code, is amended by striking “3 persons” and in-
14 serting “3 individuals”.

15 (11) Section 11201 of title 46, United States
16 Code, is amended by striking “a person” each place
17 it appears and inserting “an individual”.

18 (12) Section 11202 of title 46, United States
19 Code, is amended—

20 (A) by striking “a person” and inserting
21 “an individual”; and

22 (B) by striking “the person” each place it
23 appears and inserting “the individual”.

24 (13) Section 11203 of title 46, United States
25 Code, is amended—

1 (A) by striking “a person” each place it
2 appears and inserting “an individual”; and

3 (B) in subsection (a)(2), by striking “that
4 person” and inserting “that individual”.

5 (14) Section 15109(i)(2) of title 46, United
6 States Code, is amended by striking “additional per-
7 sons” and inserting “additional individuals”.

8 **SEC. 603. COMMON APPROPRIATION STRUCTURE.**

9 (a) AMENDMENTS TO CONFORM TO COMMON APPRO-
10 PRIATIONS STRUCTURE.—

11 (1) PROSPECTIVE PAYMENT OF FUNDS NEC-
12 ESSARY TO PROVIDE MEDICAL CARE.—Section 506
13 of title 14, United States Code, is amended—

14 (A) in subsection (a)(1), by inserting “es-
15 tablished under chapter 56 of title 10, United
16 States Code” after “Medicare-Eligible Retiree
17 Health Care Fund”; and

18 (B) in subsection (b)(1), by striking “oper-
19 ating expenses” and inserting “operations and
20 support”.

21 (2) USE OF CERTAIN APPROPRIATED FUNDS.—
22 Section 903 of title 14, United States Code, is
23 amended—

24 (A) in subsection (a), by striking “acquisi-
25 tion, construction, and improvement of facili-

1 ties, for research, development, test, and eval-
2 uation; and for the alteration of bridges over
3 the navigable waters” and inserting “procure-
4 ment, construction, and improvement of facili-
5 ties and for research and development”; and

6 (B) in subsection (d)(1), by striking “oper-
7 ating expenses” and inserting “operations and
8 support”.

9 (3) DISPOSITION OF INFRASTRUCTURE RE-
10 LATED TO E-LORAN.—Section 914(c)(2)(A) of title
11 14, United States Code, is amended by striking
12 “Environmental Compliance and Restoration” and
13 inserting “Operations and Support”.

14 (4) CONFIDENTIAL INVESTIGATIVE EX-
15 PENSES.—Section 944 of title 14, United States
16 Code, is amended by striking “necessary expenses
17 for the operation” and inserting “operations and
18 support”.

19 (5) PROCUREMENT OF PERSONNEL.—Section
20 2701 of title 14, United States Code, is amended by
21 striking “operating expenses” and inserting “oper-
22 ations and support”.

23 (6) COAST GUARD HOUSING FUND.—Section
24 2946(b)(2) of title 14, United States Code, is

1 amended by striking “acquisition” and inserting
2 “procurement”.

3 (7) REQUIREMENT FOR PRIOR AUTHORIZATION
4 OF APPROPRIATIONS.—Section 4901 of title 14,
5 United States Code, is amended—

6 (A) in paragraph (1), by striking “mainte-
7 nance” and inserting “support”;

8 (B) in paragraph (2), by striking “acquisi-
9 tion” and inserting “procurement”;

10 (C) by striking paragraphs (3), (4), and
11 (6);

12 (D) by redesignating paragraph (5) as
13 paragraph (3); and

14 (E) in paragraph (3), as so redesignated,
15 by striking “research, development, test, and
16 evaluation” and inserting “research and devel-
17 opment.”.

18 (b) COMMON APPROPRIATION STRUCTURE.—Sec-
19 tions 3317(b), 7504, 80301(c), and 80505(b)(3) of title
20 46, United States Code, are each amended by striking
21 “operating expenses” and inserting “operations and sup-
22 port”.

23 (c) COMMON APPROPRIATION STRUCTURE.—

24 (1) OIL SPILL LIABILITY TRUST FUND.—Sec-
25 tion 1012(a)(5)(A) of the Oil Pollution Act of 1990

1 (33 U.S.C. 2712(a)(5)(A)) is amended by striking
2 “operating expenses” and inserting “operations and
3 support”.

4 (2) HISTORIC LIGHT STATION SALES.—Section
5 305106 of title 54, United States Code, is amend-
6 ed—

7 (A) in subsection (b)(1)(B)(i) by striking
8 “Operating Expenses” and inserting “Oper-
9 ations and Support”; and

10 (B) in subsection (b)(2) by striking “Oper-
11 ating Expense” and inserting “Operations and
12 Support”;

13 (3) BRIDGE PERMITS.—Section 712(a)(2) of
14 the Coast Guard and Maritime Transportation Act
15 of 2012 (Public Law 112–213; 126 Stat. 1582) is
16 amended by striking “operating expenses” and in-
17 serting “operations and support”.

18 (4) CONTRACTS.—Section 557(a) of the Con-
19 solidated and Further Continuing Appropriations
20 Act, 2013 (Public Law 113–6; 127 Stat. 377) is
21 amended by striking “Acquisition” and inserting
22 “Procurement”.

23 (5) CHILD DEVELOPMENT SERVICES.—Section
24 214(d)(1) of the Howard Coble Coast Guard and
25 Maritime Transportation Act of 2014 (Public Law

1 113–281; 128 Stat. 3034) is amended by striking
2 “operating expenses” and inserting “operations and
3 support”.

4 **SEC. 604. REFERENCES TO “HIMSELF” AND “HIS”.**

5 (a) Section 1927 of title 14, United States Code, is
6 amended by—

7 (1) striking “of his initial” and inserting “of an
8 initial”; and

9 (2) striking “from his pay” and inserting “from
10 the pay of such cadet”.

11 (b) Section 2108(b) of title 14, United States Code,
12 is amended by striking “himself” and inserting “such offi-
13 cer”.

14 (c) Section 2732 of title 14, United States Code, as
15 amended by this Act, is further amended—

16 (1) by striking “distinguishes himself conspicu-
17 ously by” and inserting “displays conspicuous”; and

18 (2) by striking “his” and inserting “such indi-
19 vidual’s”.

20 (d) Section 2736 of title 14, United States Code, as
21 amended by this Act, is further amended by striking “dis-
22 tinguishes himself by” and inserting “performs”.

23 (e) Section 2738 of title 14, United States Code, as
24 amended by this Act is further amended by striking “dis-
25 tinguishes himself by” and inserting “displays”.

1 (f) Section 2739 of title 14, United States Code, as
2 amended by this Act, is further amended by striking “dis-
3 tinguishes himself by” and inserting “displays”.

4 (g) Section 2742 of title 14, United States Code, is
5 amended by striking “he distinguished himself” and in-
6 serting “of the acts resulting in the consideration of such
7 award”.

8 (h) Section 2743 of title 14, United States Code, as
9 amended by this Act, is further amended—

10 (1) by striking “distinguishes himself”; and

11 (2) by striking “he” and inserting “such indi-
12 vidual”.

13 **SEC. 605. REFERENCES TO “MOTORBOATS” AND “YACHTS”.**

14 (a) CORRECTION OF REFERENCES TO MOTORBOATS
15 AND YACHTS.—

16 (1) Section 3901(d)(4) of title 14, United
17 States Code, is amended by striking “motor boats,
18 yachts,” and inserting “vessels,”.

19 (2) Section 3903(1)(A) of title 14, United
20 States Code, is amended by striking “motorboats,
21 yachts” and inserting “vessels,”.

22 (3) Section 3907(a) of title 14, United States
23 Code, is amended—

1 (A) in the heading, by striking “MOTOR
2 BOATS, YACHTS,” and inserting “VESSELS,”;
3 and

4 (B) by striking “motorboat, yacht,” and
5 inserting “vessels,”.

6 (4) Section 3908 of title 14, United States
7 Code, is amended by striking “motorboat or yacht”
8 and inserting “vessel”.

9 (5) Section 3911(a) of title 14, United States
10 Code, is amended by striking “motorboat, yacht,”
11 each place it appears and inserting “vessel,”.

12 (6) Section 3912 of title 14, United States
13 Code, is amended by striking “motorboat, yacht,”
14 and inserting “vessel,”.

15 (7) Section 4101 of title 14, United States
16 Code, is amended by striking “motorboats, yachts,”
17 and inserting “vessels,”.

18 (8) Section 4102 of title 14, United States
19 Code, is amended by striking “motorboat, yacht, or
20 any other vessel,” and inserting “or vessel,”.

21 (b) CONFORMING REFERENCES TO YACHTS.—Title
22 46, United States Code, is amended—

23 (1) in parts F and G of subtitle II, by striking
24 “yacht” each place it appears and inserting “rec-
25 reational vessel”;

1 (2) in subtitle III, by striking “pleasure yachts”
2 each place it appears and inserting “recreational
3 vessels”; and

4 (3) in section 60504—

5 (A) by striking “yachts” each place it ap-
6 pears and inserting “recreational vessels”; and

7 (B) by striking “yacht” and inserting “rec-
8 reational vessel.”

9 (c) VESSELS.—Section 352(a)(4) of the Communica-
10 tions Act of 1934 (47 U.S.C. 352(a)(4)) is amended by
11 striking “Yachts” and inserting “Recreational vessels, as
12 defined in section 2101(46) of title 46, United States
13 Code,”.

14 **SEC. 606. MISCELLANEOUS TECHNICAL CORRECTIONS.**

15 (a) MISCELLANEOUS TECHNICAL CORRECTIONS.—

16 (1) Section 3305(d)(3)(B) of title 46, United
17 States Code, is amended by striking “Coast Guard
18 Authorization Act of 2017” and inserting “Frank
19 LoBiondo Coast Guard Authorization Act of 2018”.

20 (2) Section 4312 of title 46, United States
21 Code, is amended by striking “Coast Guard Author-
22 ization Act of 2017” each place it appears and in-
23 serting “Frank LoBiondo Coast Guard Authoriza-
24 tion Act of 2018” (Public Law 115–282).

1 (3) The analysis for chapter 700 of title 46,
2 United States Code, is amended—

3 (A) by striking the item relating to the
4 heading for the first subchapter and inserting
5 the following:

“SUBCHAPTER I—VESSEL OPERATIONS”;

6 (B) by striking the item relating to the
7 heading for the second subchapter and inserting
8 the following:

“SUBCHAPTER II—PORTS AND WATERWAYS SAFETY”;

9 (C) by striking the items relating to the
10 heading for the third subchapter and inserting
11 the following:

“SUBCHAPTER III—CONDITION FOR ENTRY INTO PORTS IN THE UNITED
STATES

“70021. Conditions for Entry Into Ports in the United States.”;

12 (D) by striking the item relating to the
13 heading for the fourth subchapter and inserting
14 the following:

“SUBCHAPTER IV—DEFINITIONS REGULATIONS, ENFORCEMENT,
INVESTIGATORY POWERS, APPLICABILITY”;

15 (E) by striking the item relating to the
16 heading for the fifth subchapter and inserting
17 the following:

“SUBCHAPTER V—REGATTAS AND MARINE PARADES”;

18 and

1 (F) by striking the item relating to the
2 heading for the sixth subchapter and inserting
3 the following:

“SUBCHAPTER VI—REGULATION OF VESSELS IN TERRITORIAL WATERS OF
THE UNITED STATES”.

4 (4) Section 70031 of title 46, United States
5 Code, is amended by striking “A through C” and in-
6 serting “I through III”.

7 (5) Section 70032 of title 46, United States
8 Code, is amended by striking “A through C” and in-
9 serting “I through III”.

10 (6) Section 70033 of title 46, United States
11 Code, is amended by striking “A through C” and in-
12 serting “I through III”.

13 (7) Section 70034 of title 46, United States
14 Code, is amended by striking “A through C” each
15 place it appears and inserting “I through III”.

16 (8) Section 70035(a) of title 46, United States
17 Code, is amended by striking “A through C” and in-
18 serting “I through III”.

19 (9) Section 70036 of title 46, United States
20 Code, is amended by—

21 (A) striking “A through C” each place it
22 appears and inserting “I through III”; and

23 (B) striking “A, B, or C” each place it ap-
24 pears and inserting “I, II, or III”.

1 (b) ALTERATION OF BRIDGES; TECHNICAL
2 CHANGES.—The Act of June 21, 1940 (33 U.S.C. 511
3 et seq.), popularly known as the Truman-Hobbs Act, is
4 amended by striking section 12 (33 U.S.C. 522).

5 (c) REPORT OF DETERMINATION; TECHNICAL COR-
6 RECTION.—Section 105(f)(2) of the Pribilof Islands Tran-
7 sition Act (16 U.S.C. 1161 note; Public Law 106–562)
8 is amended by striking “subsection (a),” and inserting
9 “paragraph (1),”.

10 (d) TECHNICAL CORRECTIONS TO FRANK LOBIONDO
11 COAST GUARD AUTHORIZATION ACT OF 2018.—

12 (1) Section 408 of the Frank LoBiondo Coast
13 Guard Authorization Act of 2018 (Public Law 115–
14 282) and the item relating to such section in section
15 2 of such Act are repealed, and the provisions of law
16 redesignated, transferred, or otherwise amended by
17 section 408 are amended to read as if such section
18 were not enacted.

19 (2) Section 8303 of title 46, United States
20 Code, and the item relating to that section in the
21 analysis for chapter 83 of that title, are repealed.

22 (3) Section 514(b) of the Frank LoBiondo
23 Coast Guard Authorization Act of 2018 (Public Law
24 115–282) is amended by striking “Chapter 30” and
25 inserting “Chapter 3”.

1 (4) Section 810(d) of the Frank LoBiondo
2 Coast Guard Authorization Act of 2018 (Public Law
3 115–282) is amended by striking “within 30 days
4 after receiving the notice under subsection (a)(1),
5 the Secretary shall, by not later than 60 days after
6 transmitting such notice,” and inserting “in accord-
7 ance within subsection (a)(2), the Secretary shall”.

8 (5) Section 820(a) of the Frank LoBiondo
9 Coast Guard Authorization Act of 2018 (Public Law
10 115–282) is amended by striking “years 2018 and”
11 and inserting “year”.

12 (6) Section 820(b)(2) of the Frank LoBiondo
13 Coast Guard Authorization Act of 2018 (Public Law
14 115–282) is amended by inserting “and the Consoli-
15 dated Appropriations Act, 2018 (Public Law 115–
16 141)” after “(Public Law 115–31)”.

17 (7) Section 821(a)(2) of the Frank LoBiondo
18 Coast Guard Authorization Act of 2018 (Public Law
19 115–282) is amended by striking “Coast Guard Au-
20 thorization Act of 2017” and inserting “Frank
21 LoBiondo Coast Guard Authorization Act of 2018”.

22 (8) This section shall take effect on the date of
23 the enactment of the Frank LoBiondo Coast Guard
24 Authorization Act of 2018 (Public Law 115–282)
25 and apply as if included therein.

1 (e) TECHNICAL CORRECTION.—Section 533(d)(2)(A)
2 of the Coast Guard Authorization Act of 2016 (Public
3 Law 114–120) is amended by striking “Tract 6” and in-
4 serting “such Tract”.

5 (f) DISTANT WATER TUNA FLEET; TECHNICAL COR-
6 RECTIONS.—Section 421 of the Coast Guard and Mari-
7 time Transportation Act of 2006 (Public Law 109–241)
8 is amended—

9 (1) in subsection (a)—

10 (A) by striking “Notwithstanding” and in-
11 serting “(1) IN GENERAL—Notwithstanding”;
12 and

13 (B) by adding at the end the following:

14 “(2) DEFINITION.—In this subsection, the term
15 ‘treaty area’ has the meaning given the term in the
16 Treaty on Fisheries Between the Governments of
17 Certain Pacific Island States and the Government of
18 the United States of America as in effect on the
19 date of the enactment of the Coast Guard and Mari-
20 time Transportation Act of 2006 (Public Law 109–
21 241).”;

22 (2) in subsection (c)—

23 (A) by striking “12.6 or 12.7” and insert-
24 ing “13.6”; and

1 (B) by striking “and Maritime Transpor-
2 tation Act of 2012” and inserting “Authoriza-
3 tion Act of 2019”.

4 **SEC. 607. TECHNICAL CORRECTIONS RELATING TO CODI-**
5 **FICATION OF PORTS AND WATERWAYS SAFE-**
6 **TY ACT.**

7 Effective upon the enactment of section 401 of the
8 Frank LoBiondo Coast Guard Authorization Act of 2018
9 (Public Law 115–282), and notwithstanding section
10 402(e) of such Act—

11 (1) section 16 of the Ports and Waterways
12 Safety Act, as added by section 315 of the Coun-
13 tering America’s Adversaries Through Sanctions Act
14 (Public Law 115–44; 131 Stat. 947)—

15 (A) is redesignated as section 70022 of
16 title 46, United States Code, transferred to ap-
17 pear after section 70021 of that title, and
18 amended so that the enumerator, section head-
19 ing, typeface, and typestyle conform to those
20 appearing in other sections in title 46, United
21 States Code; and

22 (B) as so redesignated and transferred, is
23 amended—

1 (i) in subsections (b) and (e), by strik-
2 ing “section 4(a)(5)” each place it appears
3 and inserting “section 70001(a)(5)”;

4 (ii) in subsection (c)(2), by striking
5 “not later than” and all that follows
6 through “thereafter,” and inserting “peri-
7 odically”; and

8 (iii) by striking subsection (h); and
9 (2) chapter 700 of title 46, United States Code,
10 is amended—

11 (A) in section 70002(2), by inserting “or
12 70022” after “section 70021”; and

13 (B) in section 70036(e), by inserting “or
14 70022” after “section 70021”; and

15 (C) in the analysis for such chapter—

16 (i) by inserting “Sec.” above the sec-
17 tion items, in accordance with the style
18 and form of such an entry in other chapter
19 analyses of such title; and

20 (ii) by striking the item relating to
21 section 70021 and inserting the following:

“70021. Conditions for entry to ports in the United States
“70022. Prohibition on entry and operation”.

1 **TITLE VII—FEDERAL MARITIME**
2 **COMMISSION**

3 **SEC. 701. SHORT TITLE.**

4 This title may be cited as the “Federal Maritime
5 Commission Authorization Act of 2019”.

6 **SEC. 702. AUTHORIZATION OF APPROPRIATIONS.**

7 Section 308 of title 46, United States Code, is
8 amended by striking “\$28,012,310 for fiscal year 2018
9 and \$28,544,543 for fiscal year 2019” and inserting
10 “\$29,086,888 for fiscal year 2020 and \$29,639,538 for
11 fiscal year 2021”.

12 **TITLE VIII—COAST GUARD**
13 **ACADEMY IMPROVEMENT ACT**

14 **SEC. 801. SHORT TITLE.**

15 This Act may be cited as the “Coast Guard Academy
16 Improvement Act”.

17 **SEC. 802. COAST GUARD ACADEMY STUDY.**

18 (a) IN GENERAL.—The Secretary of the department
19 in which the Coast Guard is operating shall seek to enter
20 into an arrangement with the National Academy of Public
21 Administration not later than 60 days after the date of
22 the enactment of the this Act under which the National
23 Academy of Public Administration shall—

24 (1) conduct an assessment of the cultural com-
25 petence of the Coast Guard Academy as an organi-

1 zation and of individuals at the Coast Guard Acad-
2 emy to carry out effectively the primary duties of
3 the United States Coast Guard listed in section 102
4 of title 14, United States Code, when interacting
5 with individuals of different races, ethnicities, gen-
6 ders, religions, sexual orientations, socioeconomic
7 backgrounds, or from different geographic origins;
8 and

9 (2) issue recommendations based upon the find-
10 ings in such assessment.

11 (b) ASSESSMENT OF CULTURAL COMPETENCE.—

12 (1) CULTURAL COMPETENCE OF THE COAST
13 GUARD ACADEMY.—The arrangement described in
14 subsection (a) shall require the National Academy of
15 Public Administration to, not later than 1 year after
16 entering into an arrangement with the Secretary
17 under subsection (a), submit to the Committee on
18 Transportation and Infrastructure of the House of
19 Representatives and the Committee on Commerce,
20 Science, and Transportation of the Senate the as-
21 sessment described under subsection (a)(1).

22 (2) ASSESSMENT SCOPE.—the assessment de-
23 scribed under subsection (a)(1) shall—

24 (A) describe the level of cultural com-
25 petence described in subsection (a)(1) based on

1 the National Academy of Public Administra-
2 tion's assessment of the Coast Guard Acad-
3 emy's relevant practices, policies, and struc-
4 tures, including an overview of discussions with
5 faculty, staff, students, and relevant Coast
6 Guard Academy affiliated organizations;

7 (B) examine potential changes which could
8 be used to further enhance such cultural com-
9 petence by—

10 (i) modifying institutional practices,
11 policies, and structures; and

12 (ii) any other changes deemed appro-
13 priate by the National Academy of Public
14 Administration; and

15 (C) make recommendations to enhance the
16 cultural competence of the Coast Guard Acad-
17 emy described in subparagraph (A), including
18 any specific plans, policies, milestones, perform-
19 ance measures, or other information necessary
20 to implement such recommendations.

21 (c) FINAL ACTION MEMORANDUM.—Not later than
22 three months after submission of the assessment under
23 section 802(b)(1), the Commandant of the Coast Guard
24 shall submit to the Committee on Transportation and In-
25 frastructure of the House of Representatives and the Com-

1 mittee on Commerce, Science, and Transportation of the
2 Senate, a final action memorandum in response to all rec-
3 ommendations contained in the assessment. The Final Ac-
4 tion Memorandum shall include the rationale for accept-
5 ing, accepting in part, or rejecting each recommendation,
6 and shall specify, where applicable, actions to be taken to
7 implement such recommendations, including an expla-
8 nation of how each action enhances the ability of the Coast
9 Guard to carry out the primary duties of the United
10 States Coast Guard listed in section 102 of title 14,
11 United States Code.

12 (d) PLAN.—

13 (1) IN GENERAL.—Not later than six months
14 after the date of the submission of the final action
15 memorandum required under subsection (c), the
16 Commandant of the Coast Guard, in coordination
17 with the Chief Human Capital Officer of the Depart-
18 ment of Homeland Security, shall submit a plan to
19 carry out the recommendations or the parts of the
20 recommendations accepted in the Final Action
21 Memorandum to the Committee on Transportation
22 and Infrastructure of the House of Representatives
23 and the Committee on Commerce, Science, and
24 Transportation of the Senate.

1 (2) STRATEGY WITH MILESTONES.—With re-
2 spect to any actions in subparagraphs (A) through
3 (D) to implement recommendations or parts of rec-
4 ommendations accepted in the Final Action Memo-
5 randum, the plan required under paragraph (1) shall
6 set forth a strategy with appropriate milestones to
7 carry out such actions to—

8 (A) improve outreach and recruitment of a
9 more diverse Coast Guard Academy cadet can-
10 didate pool based on race, ethnicity, gender, re-
11 ligion, sexual orientation, socioeconomic back-
12 ground, and geographic origin;

13 (B) modify institutional structures, prac-
14 tices, and policies to foster a more diverse cadet
15 corps body, faculty, and staff workforce based
16 on race, ethnicity, gender, religion, sexual ori-
17 entation, socioeconomic background, and geo-
18 graphic origin;

19 (C) modify existing or establish new poli-
20 cies and safeguards to foster the retention of
21 cadets, faculty, and staff of different races,
22 ethnicities, genders, religions, sexual orienta-
23 tions, socioeconomic backgrounds, and geo-
24 graphic origins at the Coast Guard Academy;
25 and

1 (D) restructure the admissions office of
2 the Coast Guard Academy to be headed by a ci-
3 vilian with significant relevant higher education
4 recruitment experience.

5 (3) IMPLEMENTATION.—Unless otherwise di-
6 rected by Congress, the Commandant of the Coast
7 Guard shall begin implementation of the plan devel-
8 oped under this subsection not later than 180 days
9 after the submission of such plan to Congress.

10 (4) UPDATE.—The Commandant of the Coast
11 Guard shall include in the first annual report re-
12 quired under Chapter 51 of title 14, United States
13 Code, as amended by this Act, submitted after the
14 date of enactment of this section, the strategy with
15 milestones required in paragraph (2), and shall re-
16 port annually thereafter on actions taken and
17 progress made in the implementation of such plan.

18 **SEC. 803. ANNUAL REPORT.**

19 (a) IN GENERAL.—Chapter 51 of title 14, United
20 States Code, is amended by adding at the end the fol-
21 lowing:

22 **“§ 5112. Report on diversity at the Coast Guard Acad-**
23 **emy**

24 “(a) IN GENERAL.—Not later than January 15,
25 2021, and annually thereafter, the Commandant shall sub-

1 mit a report on diversity at the Coast Guard Academy to
2 the Committee on Transportation and Infrastructure of
3 the House of Representatives and the Committee on Com-
4 merce, Science, and Transportation of the Senate.

5 “(b) CONTENTS.—The report required under sub-
6 section (a) shall include—

7 “(1) the status of the implementation of the
8 plan required section 803 of the Coast Guard Acad-
9 emy Improvement Act;

10 “(2) specific information on outreach and re-
11 cruitment activities for the preceding year, including
12 the Coast Guard Academy Minority Outreach Team
13 Program described under section 1905;

14 “(3) enrollment information about the incoming
15 class, including the gender, race, ethnicity, religion,
16 socioeconomic background, and State of residence of
17 Coast Guard Academy cadets;

18 “(4) information on class retention, outcomes,
19 and graduation rates, including the race, gender,
20 ethnicity, religion, socioeconomic background, and
21 State of residence of Coast Guard Academy cadets;
22 and

23 “(5) information on efforts to retain diverse ca-
24 dets, including through professional development

1 and professional advancement programs for staff
2 and faculty.”.

3 (b) CLERICAL AMENDMENT.—The analysis for chap-
4 ter 51 of title 14, United States Code, is amended by add-
5 ing at the end the following:

“5112. Report on diversity at the Coast Guard Academy.”.

6 **SEC. 804. ASSESSMENT OF COAST GUARD ACADEMY ADMIS-**
7 **SION PROCESSES.**

8 (a) IN GENERAL.—The Secretary of the department
9 in which the Coast Guard is operating shall seek to enter
10 into an arrangement with the National Academy of Public
11 Administration under which the National Academy of
12 Public Administration shall, not later than 1 year after
13 submitting an assessment under section 801(a)(1), submit
14 an assessment of the Coast Guard Academy admissions
15 process to the Committee on Transportation and Infra-
16 structure of the House of Representatives and the Com-
17 mittee on Commerce, Science, and Transportation of the
18 Senate.

19 (b) ASSESSMENT SCOPE.—The assessment required
20 to be sought under subsection (a) shall, at a minimum,
21 include—

22 (1) a study, or an audit if appropriate, of the
23 process the Coast Guard Academy uses to—

24 (A) identify candidates for recruitment;

25 (B) recruit applicants;

1 (C) assist applicants in the application
2 process;

3 (D) evaluate applications; and

4 (E) make admissions decisions;

5 (2) discussion of the consideration during the
6 admissions process of diversity, including—

7 (A) race;

8 (B) ethnicity;

9 (C) gender;

10 (D) religion;

11 (E) sexual orientation;

12 (F) socioeconomic background; and

13 (G) geographic origin;

14 (3) an overview of the admissions processes at
15 other Federal service academies, including—

16 (A) discussion of consideration of diversity,
17 including any efforts to attract a diverse pool of
18 applicants, in those processes; and

19 (B) an analysis of how the congressional
20 nominations requirement in current law related
21 to military service academies and the Merchant
22 Marine Academy impacts those processes and
23 the overall demographics of the student bodies
24 at those academies;

1 (4) a determination regarding how a congress-
2 sional nominations requirement for Coast Guard
3 Academy admissions could impact diversity among
4 the student body and the ability of the Coast Guard
5 to carry out effectively the Service’s primary duties
6 described in section 102 of title 14, United States
7 Code; and

8 (5) recommendations for improving Coast
9 Guard Academy admissions processes, including
10 whether a congressional nominations process should
11 be integrated into such processes.

12 **SEC. 805. COAST GUARD ACADEMY MINORITY OUTREACH**
13 **TEAM PROGRAM.**

14 (a) IN GENERAL.—Chapter 19 of title 14, United
15 States Code, is amended by inserting after section 1904
16 the following:

17 **“§ 1905. Coast Guard Academy minority outreach**
18 **program**

19 “(a) IN GENERAL.—There is established within the
20 Coast Guard Academy a minority outreach team program
21 (in this section referred to as the ‘Program’) under which
22 officers, including minority officers, who are Academy
23 graduates may volunteer their time to recruit minority
24 students and strengthen cadet retention through
25 mentorship of cadets.

1 “(b) ADMINISTRATION.—Not later than July 15,
2 2020, the Commandant, in consultation with Program vol-
3 unteers and Academy alumni that participated in prior
4 programs at the Academy similar to the Program, shall
5 appoint a permanent civilian position at the Academy to
6 administer the Program by, among other things—

7 “(1) overseeing administration of the Program;

8 “(2) serving as a resource to volunteers and
9 outside stakeholders;

10 “(3) advising Academy leadership on recruit-
11 ment and retention efforts based on recommenda-
12 tions from volunteers and outside stakeholders;

13 “(4) establishing strategic goals and perform-
14 ance metrics for the Program with input from active
15 volunteers and Academy leadership; and

16 “(5) reporting annually to the Commandant on
17 academic year and performance outcomes of the
18 goals for the Program before the end of each aca-
19 demic year.”.

20 (b) CLERICAL AMENDMENT.—The analysis for chap-
21 ter 19 of title 14, United States Code, is amended by in-
22 serting after the item relating to section 1904 the fol-
23 lowing:

“1905. Coast Guard Academy minority outreach team program.”.

1 **SEC. 806. COAST GUARD COLLEGE STUDENT PRE-COMMIS-**
2 **SIONING INITIATIVE.**

3 (a) IN GENERAL.—Subchapter I of chapter 21 of title
4 14, United States Code, is amended by adding at the end
5 the following:

6 **“§ 2130. College student pre-commissioning initiative**

7 “(a) IN GENERAL.—There is authorized within the
8 Coast Guard the College Student Pre-Commissioning Ini-
9 tiative program (in this section referred to as the ‘pro-
10 gram’) for eligible undergraduate students to enlist and
11 receive a guaranteed commission as an officer in the Coast
12 Guard.

13 “(b) CRITERIA FOR SELECTION.—To be eligible for
14 the program a student must meet the following require-
15 ments:

16 “(1) AGE.—A student must be not less than 19
17 years old and not more than 27 years old as of Sep-
18 tember 30 of the fiscal year in which the program
19 selection panel convenes.

20 “(2) CHARACTER.—

21 “(A) ALL APPLICANTS.—All applicants
22 must be of outstanding moral character and
23 meet other character requirements as set forth
24 by the Commandant.

25 “(B) COAST GUARD APPLICANTS.—An ap-
26 plicant serving in the Coast Guard may not be

1 commissioned if in the 36 months prior to the
2 first Officer Candidate School class convening
3 date in the selection cycle, such applicant was
4 convicted by a court-martial or awarded non-ju-
5 dicial punishment, or did not meet performance
6 or character requirements set forth by the Com-
7 mandant.

8 “(3) CITIZENSHIP.—A student must be a
9 United States citizen.

10 “(4) CLEARANCE.—A student must be eligible
11 for a secret clearance.

12 “(5) DEPENDENCY.—

13 “(A) A student may not have more than 2
14 dependents; and

15 “(B) A student who is single may not have
16 sole or primary custody of dependents.

17 “(6) EDUCATION.—

18 “(A) INSTITUTION.—A student must be an
19 undergraduate sophomore or junior—

20 “(i) at a historically Black college or
21 university described in section 322(2) of
22 the Higher Education Act of 1965 (20
23 U.S.C. 1061(2)) or an institution of higher
24 education described in section 371(a) of

1 the Higher Education Act of 1965 (20
2 U.S.C. 1067q(a)); or

3 “(ii) who is active in minority-serving
4 organizations and pursuing a degree in
5 science, technology, engineering, or mathe-
6 matics at an institution of higher edu-
7 cation described in section 101 of the
8 Higher Education Act of 1965 (20 U.S.C.
9 1001) that is not a historically Black col-
10 lege or university or institution of higher
11 education referred to in clause (i) of this
12 subparagraph.

13 “(B) LOCATION.—The institution at which
14 such student is an undergraduate must be with-
15 in 100 miles of a Coast guard unit or Coast
16 Guard Recruiting Office unless otherwise ap-
17 proved by the Commandant.

18 “(C) RECORDS.—A student must meet
19 credit and grade point average requirements set
20 forth by the Commandant.

21 “(7) MEDICAL AND ADMINISTRATIVE.—A stu-
22 dent must meet other medical and administrative re-
23 quirements as set forth by the Commandant.

24 “(c) ENLISTMENT AND OBLIGATION.—Individuals
25 selected and accept to participate in the program shall en-

1 list in the Coast Guard in pay grade E-3 with a four year
2 duty obligation and four year inactive Reserve obligation.

3 “(d) MILITARY ACTIVITIES PRIOR TO OFFICER CAN-
4 DIDATE SCHOOL.—Individuals enrolled in the program
5 shall participate military activities each month, as re-
6 quired by the Commandant, prior to attending Officer
7 Candidate School.

8 “(e) PARTICIPATION IN OFFICER CANDIDATE
9 SCHOOL.—Each Graduate of the program shall attend the
10 first enrollment of Officer Candidate School that com-
11 mences after the date of such graduate’s graduation.

12 “(f) COMMISSIONING.—Upon graduation from Offi-
13 cer Candidate School, program graduates shall be dis-
14 charged from enlisted status and commissioned as an O-
15 1 with an initial three-year duty obligation.

16 “(g) BRIEFING.—

17 “(1) IN GENERAL.—Not later than August 15
18 of each year, the Commandant shall provide a brief-
19 ing to the Committee on Transportation and Infra-
20 structure of the House of Representatives and the
21 Committee on Commerce, Science, and Transpor-
22 tation of the Senate on the College Student Pre-
23 Commissioning Initiative.

24 “(2) CONTENTS.—The briefing required under
25 paragraph (1) shall describe—

1 “(A) outreach and recruitment efforts over
2 the previous year; and

3 “(B) demographic information of enrollees
4 including—

5 “(i) race;

6 “(ii) ethnicity;

7 “(iii) gender;

8 “(iv) geographic origin; and

9 “(v) educational institution”.

10 (b) CLERICAL AMENDMENT.—The analysis for sub-
11 chapter I of chapter 21 of title 14, United States Code,
12 is amended by adding at the end the following:

“2130. College Student Pre-Commissioning Initiative.”.

13 **SEC. 807. ANNUAL BOARD OF VISITORS.**

14 Section 1903(d) of title 14, United States Code, is
15 amended—

16 (1) by redesignating paragraphs (2) through
17 (6) as paragraphs (3) through (7), respectively; and

18 (2) by inserting after paragraph (1) the fol-
19 lowing:

20 “(2) recruitment and retention;”.

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